



Legislation Details (With Text)

**File #:** 12-0453      **Version:** 1      **Name:** FOCUS Hispanic Center for Community Development, Inc., (2011-2012)

**Type:** Resolution      **Status:** Filed

**File created:** 2/14/2012      **In control:** Economic and Housing Development

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**Title:** Dept/ Agency: One Stop Career Center-Newark Works  
Action:  Ratifying  Authorizing  Amending  
Type of Service: Contract with Sub-Recipient  
Purpose: To provide educational services to Newark One Stop Career Center clients  
Entity Name: FOCUS Hispanic Center for Community Development, Inc.  
Entity Address: 441-443 Broad Street, Newark, New Jersey 07102  
Contract Amount: \$68,000.00  
Funding Source: New Jersey Department of Labor and Workforce Development  
Contract Period: July 1, 2011 through June 30, 2012  
Contract Basis:  Bid  State Vendor  Prof. Ser.  EUS  
 Fair & Open  No Reportable Contributions  RFP  RFQ  
 Private Sale  Grant  Sub-recipient  n/a  
Additional Information:  
Contract period has expired; funds to be liquidated by December 31, 2012  
Funds accepted by Resolution #7R8-A 101911. Budget Insertion adopted by Resolution #7R1-Q 122111.  
Letter of intent dated November 2, 2011 from NewarkWorks to FOCUS serves as the commitment of funds.

**Sponsors:**

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
12/5/2012	1	Municipal Council	Adopt	Pass

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**WHEREAS**, pursuant to Resolution 7R8-A, adopted on October 19, 2011, the Mayor and/or his designee, the Acting Deputy Director of Workforce Development One Stop Career Center/NewarkWORKS, were authorized to accept grant funds in the amount of \$259,500.00 from the New Jersey Department of Labor and Workforce Development in association with the Workforce Learning Link Program; and

**WHEREAS**, pursuant to Resolution 7R1-Q, adopted on December 21, 2011, a budget insertion was established for the above-described grant funds; and

**WHEREAS**, there exists a need for the City of Newark, One Stop Career Center Newark Works ("NOSCC"), located at 990 Broad Street, Newark, New Jersey 07102, to enter into a contract with an entity that can provide educational services to sixty-eight (68) Newark residents to assist them with learning basic educational skills including, but not limited to, learning to read, speak and write English as a second language ("ESL"); and

**WHEREAS**, this contract is being awarded as an exception to the public bidding requirements of the Local Public Contracts Law, because this contract is for the provision of educational services, as per N.J.S.A. 40A:11-5(1)(q); and

**WHEREAS**, the NOSCC concludes that FOCUS Hispanic Center for Community Development, Inc., 441-443 Broad Street, Newark, New Jersey 07102 ("FOCUS"), has a history of providing said skills and educational training, including ESL and literacy training, and based upon their experience and abilities it is in the best interest of the City of Newark that an award be made to them in the amount not to exceed \$68,000.00 to provide the above-referenced educational services, as more fully set forth in the contract attached hereto and made a part hereof, for a period from July 1, 2011 through June 30, 2012 and to be fully expended by December 31, 2012; and

**WHEREAS**, this contract is being awarded to a non-profit organization, and as such, is not governed by the State Pay-to-Play Law, N.J.S.A. 19:44A-20.5, or the City of Newark's Executive Order Number MEO-07-0001, which prohibits, and/or requires the reporting of certain political contributions.

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

1. The Mayor and/or his designees, the Deputy Mayor/Director of the Department of Economic and Housing Development and Acting Deputy Director of Newark One Stop Career Center/NewarkWORKS are hereby authorized to enter into and execute a contract with FOCUS Hispanic Center for Development, Inc., 441-443 Broad Street, Newark, New Jersey 07102, to provide educational services to sixty-eight (68) Newark residents to assist them with learning basic educational skills including, but not limited to, learning to read, speak and write English as a second language, for the period of July 1, 2011 through June 30, 2012 in an amount not to exceed \$68,000.00, with funds to be fully expended by December 31, 2012.

2. The contract between the City of Newark and FOCUS is hereby ratified from July 1, 2011 to the date of adoption of this authorizing resolution.

3. The total compensation to be paid to FOCUS pursuant to said contract shall not exceed \$68,000.00.

4. All compensation paid by the City of Newark to FOCUS pursuant to said contract shall be paid from the grant funds received from the New Jersey Department of Labor and Workforce Development's Workforce Learning Link Program.

5. Attached hereto is the certification of funds from the Municipal Comptroller of the City of Newark in the amount of \$68,000.00 which states: (1) that there are sufficient funds for the purpose set forth hereinabove and (2) that the line appropriation of the official budget, which shall be charged is: Account No. 72060, Business Unit NW051, Department G11, Project No. M11G0, Budget Reference, B2011.

6. This contract is being awarded as an N.J.S.A. 40A:11-5(1)(q) exception to the public bidding requirements of the Local Public Contracts Law, in that the subject matter consists of the provision of educational services.

7. This contract is being awarded to a non-profit organization, and as such, is not governed by the State Pay-to-Play Law, N.J.S.A. 19:44A-20.5, or the City of Newark's Executive Order Number MEO-07-0001, which prohibit, and/or require the reporting of, certain political contributions.

8. A notice of this action shall be published in the newspaper as required by law within ten (10) days of its passage.

9. The Acting Deputy Director of Workforce Development, Newark One Stop Career Center/NewarkWORKS shall file a duly executed copy of the contract in the Office of the City Clerk.

10. There shall be no amendment or changes to the contract without the approval of the Municipal Council of the City of Newark.

11. There shall be no advance payments made against the contract in accordance with N.J.S.A.. 40A:5-16.

### **STATEMENT**

This resolution ratifies and authorizes the Mayor and/or his designees, the Deputy Mayor/Director of the Department of Economic and Housing Development and the Acting Deputy Director of Newark One Stop Career Center-NewarkWORKS to enter into and execute a contract with FOCUS Hispanic Center for Community Development, Inc., 441-443 Broad Street, Newark, New Jersey 07102, to provide educational services to sixty-eight (68) Newark residents to assist them with learning basic educational skills including, but not limited to, learning to read, write and speak English, for the period of July 1, 2011 through June 30, 2012, in an amount not to exceed \$68,000.00, with funds to be fully expended by December 31, 2012.