



## Legislation Details (With Text)

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**Type:** Resolution      **Status:** Filed  
**File created:** 2/3/2015      **In control:** Health and Community Wellness  
**On agenda:** 11/5/2015      **Final action:** 11/5/2015  
**Title:** Dept/ Agency: Health and Community Wellness  
Action:  Ratifying  Authorizing  Amending  
Type of Service: Contract with Sub-recipient  
Purpose: Homeless Prevention and Rapid-Rehousing Services  
Entity Name: Young Men's and Women's Christian Association of Newark and Vicinity (d/b/a "YMCA of Newark and Vicinity")  
Entity Address: 600 Broad Street, Newark, New Jersey 07102  
Grant Amount: \$2,000.00  
Funding Source: U.S. Department of Housing and Urban Development (HUD)/ Emergency Solutions Grants (ESG) Program  
Contract Period: January 1, 2015 through December 31, 2015  
Contract Basis:  Bid  State Vendor  Prof. Ser.  EUS  
 Fair & Open  No Reportable Contributions  RFP  RFQ  
 Private Sale  Grant  Sub-recipient  n/a  
List of Property: (Not Applicable)  
(Address/Block/Lot/Ward)  
Additional Information:  
Funds accepted by Resolution # 7R1-K January 7, 2015  
Budget Insertion by Resolution # 7R1-A February 4, 2015

**Sponsors:** Council of the Whole

**Indexes:**

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Date	Ver.	Action By	Action	Result
11/5/2015	1	Municipal Council	Adopt	Pass

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**WHEREAS**, pursuant to Resolution 7R1-K, adopted January 7, 2015, the Mayor and/or his designee, the Business Administrator, were authorized to file FY2014 (Program Year 2014-2015) One-Year Action Plan with the U.S. Department of Housing and Urban Development (HUD), which contained requests for funds from four grant programs: Community Development Block Grants (CDBG), \$6,569,453.00; HOME Investment Partnerships (HOME), \$1,466,755.00; Housing Opportunities for People With AIDS (HOPWA), \$6,473,182.00 (on behalf of Newark and the “Eligible Metropolitan Area”); and Emergency Solutions Grants (ESG), \$548,578.00, and were further authorized to accept these grant funds and enter into a grant agreement with HUD for these funds, with no municipal funds required; and

**WHEREAS**, pursuant to the competitive contracting process of the State Local Public Contracts Law, as authorized by N.J.S.A. 40A:11-4.1b(2) (being the operation, management or administration of a social service program), and pursuant also to the fair and open process of State Pay-to-Play Law N.J.S.A. 19:44A-20.5, the City of Newark publicly advertised a Request for Proposals (RFP) for Homeless Prevention and Rapid-Rehousing Services on June 20, 2014 with all proposals due on July 28, 2014; and

**WHEREAS**, the Municipal Council of the City of Newark hereby ratifies the use of competitive contracting for processing these Housing and Urban Development Entitlement Programs from June 20, 2014 to the date of adoption and authorizes its use in the future; and

**WHEREAS**, the proposal received from Young Men’s and Women’s Christian Association of Newark and Vicinity (d/b/a “YMCA of Newark and Vicinity”), 600 Broad Street, Newark, New Jersey 07102, hereinafter, “Sub-Recipient” was the most advantageous to the City of Newark, based on experience and all other criteria listed in the RFP; and

**WHEREAS**, the Director of Health and Community Wellness desires to enter into an Agreement with the Sub-Recipient, for the purpose of providing homeless prevention and rapid-rehousing services for the contract period January 1, 2015 to December 31, 2015, for a total contract amount of \$2,000.00; and

**WHEREAS**, this Agreement is awarded to the Sub-Recipient, in compliance with Local Public Contracts Law, including but not limited to N.J.S.A. 40A:11-4.1(b)(2) and/or N.J.S.A. 40A:11-5, and Emergency Solutions Grants, 24 CFR 576; and

**WHEREAS**, the City of Newark adopted the “Contractor Pay-to-Play Reform” ordinance, codified at Section 2:4-22C of the Revised General Ordinances of Newark (hereinafter “Pay-to-Play Reform Ordinance”), which requires reporting of political contributions to candidates for City of Newark elective municipal offices or City of Newark or County of Essex political committees and prohibits certain political contributions during the duration of the contract; and

**WHEREAS**, reporting requirements pursuant to N.J.S.A. 19:44A-20.5, et seq. and the Pay-to-Play Reform Ordinance are only applicable to Business Entities as defined therein and do not include non-profit organizations. As a non-profit organization, Young Men’s and Women’s Christian Association of Newark and Vicinity (d/b/a “YMCA of Newark and Vicinity”), is therefore not required to

submit certain disclosure statements.

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

1. The Mayor and/or his designee, the Director of Health and Community Wellness, are hereby authorized to enter into and execute an Agreement with Young Men's and Women's Christian Association of Newark and Vicinity (d/b/a "YMCA of Newark and Vicinity"), located at 600 Broad Street, Newark, New Jersey 07102, for the period January 1, 2015 to December 31, 2015, to provide homeless prevention and rapid-rehousing services, which are further described in the "Scope of Services" attached hereto.
2. The contract between the City of Newark and Sub-recipient is hereby ratified from January 1, 2015 to the date of adoption of this authorizing resolution.
3. The total compensation to be paid pursuant to said Agreement is \$2,000.00 and shall be paid from ESG funding.
4. The terms of the contract may only be waived or amended in writing and signed by the parties duly authorized to execute this contract, subject to the approval of the Newark Municipal Council by Resolution. The term of this Agreement may be extended for up to two (2) 6-month periods, provided that any such extension is at no additional cost to the City, is authorized by resolution of the Newark Municipal Council including a finding that the services are being performed in an effective and efficient manner, and is in writing signed by both parties.
5. The Municipal Council ratifies the use of competitive contracting for processing and awarding Housing and Urban Development Entitlement Programs from June 20, 2014 to the date of adoption of this authorizing resolution and authorizes its use in the future.
6. This Agreement is being awarded pursuant to the fair and open procedures of the State Pay-to-Play Law, N.J.S.A 19:44A-20.5, State Local Public Contracts Law, including but not limited to N.J.S.A. 40A:11-4.1(b)(2) and/or N.J.S.A. 40A:11-5, and Emergency Solutions Grants, 24 CFR 576, and is in compliance with the City's Pay-to-Play Reform Ordinance.
7. Attached hereto is a Certification of Funds from the Municipal Comptroller of the City of Newark, which states that there are sufficient funds for the purpose set forth hereinabove: Business Unit NW051; Dept. ID G15; Division A15C0; Activity A; Account # 72030; Budget B2015.
8. An executed copy of said Agreement shall be filed with the Office of the City Clerk by the Director of Health and Community Wellness.

**STATEMENT**

This resolution authorizes and ratifies the Mayor and/or his designee, the Director of Health and Community Wellness, to enter into a contract with Young Men's and Women's Christian Association of Newark and Vicinity (d/b/a "YMCA of Newark and Vicinity"), located at 600 Broad

Street, Newark, New Jersey 07102, for the provision of Homeless Prevention and Rapid-Rehousing Services, for the period January 1, 2015 to December 31, 2015, for the total contract amount of \$2,000.00.