



## Legislation Details (With Text)

**File #:** 14-0299      **Version:** 1      **Name:** NHA 2013-14 CDBG Grant Agreement  
**Type:** Resolution      **Status:** Filed  
**File created:** 3/3/2014      **In control:** Economic and Housing Development  
**On agenda:** 10/1/2014      **Final action:** 10/1/2014  
**Title:** Dept/ Agency: Economic & Housing Development  
Action:  Ratifying  Authorizing  Amending  
Type of Service: Contract with Sub-recipient  
Purpose: Physical Rehabilitation to its facility located at 157-187 Chadwick Avenue A/K/A 291-295 West Bigelow Street, Newark, NJ 07108 and 189-215 Chadwick Avenue, Newark, NJ 07102/South Ward  
Entity Name: Newark Housing Authority of the City of Newark  
Entity Address: 500 Broad Street, Newark, NJ 07102  
Grant Amount: \$205,219.00  
Funding Source: United State Housing and Urban Development/Community Development Block Grant (CDBG)  
Contract Period: January 1, 2014 thru 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: (If applicable)  
(Address/Block/Lot/Ward)  
157-187 Chadwick Avenue A/K/A 291-295 West Bigelow Street, Newark, NJ 07108, commonly known as Block 3019, Lot 53/South Ward and 189-215 Chadwick Avenue, Newark, NJ 07102, commonly known as Block 3020, Lot 28/South Ward  
Additional Information:  
Funds applied for and accepted by Resolution 7R1-J 091813  
Funds appropriated by Resolution 7R1-b 111813  
2013 Latest financial/audit attached to file  
**Sponsors:** John Sharpe James, Mildred C. Crump

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
10/1/2014	1	Municipal Council	Adopt	Pass

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**WHEREAS**, pursuant to Resolution 7R1-J, adopted September 18, 2013, the Mayor and/or his designee, the Business Administrator, were authorized to file FY2013 (Program Year 2013-2014) 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), \$6,752,671.00; HOME Investment Partnerships (HOME), \$1,799,805.00; Housing Opportunities for People With AIDS (HOPWA), \$6,419,016.00 (on behalf of Newark and the “Eligible Metropolitan Area”); and Emergency Shelter Grants (ESG), \$483,211.00, 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(1) (being the operation, management or administration of a social services 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 CDBG Physical Rehabilitation Services for Rental Housing Development/Rehabilitation on June 27, 2013 with all proposals due on July 29, 2013; 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 27, 2013 to the date of adoption of this Resolution and authorizes its use in the future; and

**WHEREAS**, the proposal received from the Housing Authority of the City of Newark, 500 Broad Street, Newark, NJ 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 Assistant Business Administrator and the Director of the Department of Economic & Housing Development desire to enter into an Agreement with the Sub-Recipient, for the purpose of providing the Sub-recipient with a CDBG grant under the category of Rental Housing Development/Rehabilitation so that they may perform physical rehabilitation to their facility located at 157-187 Chadwick Avenue A/K/A 291-295 West Bigelow Street, Newark, NJ 07108, commonly known as Block 3019, Lot 53/South Ward and 189-215 Chadwick Avenue, Newark, NJ 07102, commonly known as Block 3020, Lot 28/South Ward which consists of rehabbing 34 rental units into 42 rental units, for the contract period January 1, 2014 to December 31, 2015, for a total contract amount of \$205,219.00; 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 all Statutes and Regulations governing the use of Community Development Block Grant funds; and

**WHEREAS**, the Mayor of the City of Newark signed into law Executive Order Number ME0-07-0001 (hereinafter "Pay-to-Play Executive Order"), which requires reporting of political contributions to Newark Municipal Candidates and prohibits certain political contributions during the duration of the contract; and

**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 Assistant Business Administrator and the Director of the Department of Economic & Housing Development, are hereby authorized to enter into and execute an Agreement with the Housing Authority of the City of Newark, 500 Broad Street, Newark, NJ 07102, hereinafter, "Sub-Recipient," to provide them with a Community Development Block Grant ("CDBG") under the category of Rental Housing Development/Rehabilitation so that they may perform physical rehabilitation to their facility located at 157-187 Chadwick Avenue A/K/A 291-295 West Bigelow Street, Newark, NJ 07108, commonly known as Block 3019, Lot 53/South Ward and 189-215 Chadwick Avenue, Newark, NJ 07102, commonly known as Block 3020, Lot 28/South Ward, which consists of rehabbing 34 rental units into 42 rental units as further described in the "Scope of Services" attached hereto as Exhibit A, for the contract period January 1, 2014 to December 31, 2015
2. The CDBG Sub-recipient Agreement between the City of Newark and Sub-recipient is hereby ratified from January 1, 2014 to the date of adoption of this authorizing resolution.
3. The total compensation to be paid pursuant to said CDBG Sub-recipient Agreement is \$205,219.00 and shall be paid from CDBG funding.
4. The terms of the CDBG Sub-recipient Agreement may only be waived or amended in writing and signed by the parties duly authorized to execute this CDBG Sub-recipient Agreement, subject to the approval of the Newark Municipal Council by Resolution. The term of this CDBG Sub-recipient 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 and 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 27, 2013 to the date of adoption of this Resolution and authorizes its use in the future.
6. This CDBG Sub-recipient 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 all Statutes and Regulations governing the use of Community Development Block Grant funds.
7. Attached hereto is a Certification of Funds from the Municipal Comptroller of the City of Newark, which states that: (1) there are sufficient funds for the purpose set forth hereinabove

and (2).

8. An executed copy of said Agreement shall be filed with the Office of the City Clerk by the Business Administrator.

### **STATEMENT**

This resolution ratifies and authorizes the Mayor and/or his designee, the Assistant Business Administrator and the Director of the Department of Economic & Housing Development, to enter into and execute an Agreement with the Housing Authority of the City of Newark, 500 Broad Street, Newark, NJ 07102, hereinafter, "Sub-Recipient," to provide them with a Community Development Block Grant ("CDBG") under the category of Rental Housing Development/Rehabilitation so that they may perform physical rehabilitation to their facility located at 157-187 Chadwick Avenue A/K/A 291-295 West Bigelow Street, Newark, NJ 07108, commonly known as Block 3019, Lot 53/South Ward and 189-215 Chadwick Avenue, Newark, NJ 07102, commonly known as Block 3020, Lot 28/South Ward, which consists of rehabbing 34 rental units into 42 rental units as further described in the "Scope of Services" attached hereto as Exhibit A. (South Ward)