



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 22-0859, Version: 1

Dept/ Agency: Public Safety/Office of Emergency Management

Action: (X) Ratifying (X) Authorizing () Amending

Type of Service: Exception to Public Bidding - Specific Exception

Purpose: Citizens' Emergency Alert System Renewal/Update

Entity Name: Rave Mobile Safety

Entity Address: 492 Old Connecticut Path, Framingham, Massachusetts 01701

Contract Amount: Not to exceed \$96,000.00

Funding Source: Office of Emergency Management and Homeland Security UASI FY21 Funds

Contract Period: January 1, 2022 through December 31, 2023

Contract Basis: () Bid () State Vendor () Prof. Ser. () EUS

() Fair & Open (X) No Reportable Contributions () RFP () RFQ

() Private Sale () Grant () Sub-recipient () n/a

Additional Information:

Support and maintenance of proprietary hardware and software, N.J.S.A. 40A:11-5(1)(dd).

WHEREAS, the Department of Public Safety, Office of Emergency Management (the "City") is committed to providing efficient and effective Citizens' Emergency Alert System to the City of Newark and its citizens; and

WHEREAS, pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(dd), a contract for proprietary computer software may be awarded as an exception to public bidding as the provision or performance of goods or services is for the support and/or maintenance of proprietary computer hardware and/or software; and

WHEREAS, the City would like to contract with Rave Wireless, Inc., (hereinafter "Rave Wireless"), 492 Old Connecticut Path, Framingham, Massachusetts 01701, to maintain the efficient and effective Citizens' Emergency Alert System to the City of Newark and its citizens; and

WHEREAS, the Rave Wireless contract is essential for the Department of Public Safety, Office of Emergency Management, to provide support and maintenance of proprietary software and hardware, which includes: Fully hosted platform operated on the Rave Alert for Public Safety, NDN™ telecom network, Customizable contact management, Unlimited system users, Voice (Recorded or Text-to-Speech with TTY/TDD), Email, Fax, Pager, Social Media, RSS, IPAWS, GIS Mapping, Special Events Manager, NWS Automated Weather Alerts, Rave Mobile provided Voice Add-On Module, Premium SMS Messaging, Social Media Integration, CAP inbound/outbound, Geopolling, SMS Opt-In, Inbound 800 Service, Smart Loader, Loaded Landlines, Conference Blast, and Rave Prepare live customer support and unlimited live webinar training for use by the City's essential Departments and agencies for the citizens of the City; and

WHEREAS, Rave Wireless has represented that they have the exclusive right to make and sell these services which the Coordinator of the Office of Emergency Management, Department of Public Safety certifies is essential and necessary for the conduct of its affairs, N.J.S.A. 40A:11-2(39); and

WHEREAS, the annual cost of this service is expected to be Forty-Eight Thousand Dollars and Zero Cents (\$48,000.00) each year for two (2) years and should not exceed Ninety-Six Thousand Dollars and Zero Cents (\$96,000.00) over that time period; and

WHEREAS, the Coordinator of the Office of Emergency Management, Department of Public Safety has determined and certified in writing that the value of this contract will exceed \$40,000.00; and

WHEREAS, this contract is being awarded pursuant to a “Non-Fair and Open” Process pursuant to State Pay-to-Play Law, N.J.S.A. 19:44A-20.5; and

WHEREAS, Rave Wireless has completed and submitted a Business Entity Disclosure Certification, which certifies that Rave Wireless has not made any reportable contributions to a political or candidate committee in the City of Newark in the previous one (1) year, and the contract will prohibit Rave Wireless from making any reportable contributions through the term of the contract; and

WHEREAS, the Business Entity and any of its subcontractors, if any, have certified that it is in compliance with the Contractor Pay-to-Play Reform Ordinance 2:4-22C.

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

1. The Mayor of the City of Newark and/or his designee, the Coordinator of the Office of Emergency Management, Department of Public Safety, are authorized to enter into and execute a contract with Rave Wireless, Inc., 492 Old Connecticut Path, Framingham, Massachusetts 01701, to provide support and maintenance of proprietary software and hardware, which includes: Fully hosted platform operated on the Rave Alert for Public Safety, NDN™ telecom network, Customizable contact management, Unlimited system users, Voice (Recorded or Text-to-Speech with TTY/TDD), Email, Fax, Pager, Social Media, RSS, IPAWS, GIS Mapping, Special Events Manager, NWS Automated Weather Alerts, Rave Mobile provided Voice Add-On Module, Premium SMS Messaging, Social Media Integration, CAP inbound/outbound, Geopolling, SMS Opt-In, Inbound 800 Service, Smart Loader, Loaded Landlines, Conference Blast, and Rave Prepare live customer support and unlimited live webinar training for use by the City’s essential Departments and agencies for the citizens of the City, for an amount not to exceed Ninety-Six Thousand Dollars and Zero Cents (\$96,000.00) for the period commencing January 1, 2022 through December 31, 2023, inclusive of all disbursements.

2. This contract is ratified from January 1, 2022 through the date of adoption of this authorizing Resolution.
3. A Certification of Funds from: Business Unit NW051, Dept. G21, Div./Proj. P21C0, Activity A, Account # 71280, Budget Ref B2021 in the amount of Ninety-Six Thousand Dollars and Zero Cents (\$96,000.00) for two (2) years is attached hereto. Funds for this contract are provided by the UASI FY21 Grant.
4. This contract is being awarded pursuant to the Non-Fair and Open Procedures of State Pay-to-Play Law, (N.J.S.A. 19:44A-20.5) and pursuant to the provisions of Local Public Contracts Law, (N.J.S.A. 40A:11-5(1)(dd)), and is in compliance with the Contractor Pay-to-Play Reform Ordinance 2:4-22C.
5. Rave Wireless has represented that they are qualified by their training and experience to provide the required services, and that they have the exclusive right to make and provide these services, which the Acting City Clerk certifies is essential and necessary for the conduct of its affairs (N.J.S.A. 40A:11-2(39)).
6. There shall be no advance payments made against this contract in accordance with N.J.S.A. 40A:5-16.
7. The Business Entity Disclosure Certification and the Determination of Value Letter are attached in support of this Resolution and shall be placed on file with the Office of the City Clerk by the Director of the Department of Finance.
8. There shall be no amendments or changes to this contract without approval of the Municipal Council.
9. The contract will contain language prohibiting any contributions in violation of any State or local law.
10. A copy of the contract is attached hereto. A duly executed copy of the contract shall be filed in the Office of the City Clerk by the Coordinator of the Office of Emergency Management, Department of Public Safety.
11. A notice of this action shall be published in a newspaper authorized by law to publish a legal advertisement and as required by law within ten (10) days of its passage.

STATEMENT

This Resolution ratifies and authorizes the Mayor of the City of Newark and/or his designee, the Coordinator of the Office of Emergency Management, Department of Public Safety, to enter into and execute a contract with Rave Wireless, Inc., 492 Old Connecticut Path, Framingham, Massachusetts 01701, for the provision of the Citizens' Emergency Alert Mass Notification System for an amount not to exceed \$96,000.00, for a two (2) year period commencing January 1, 2022 through December 31,

2023.