



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 21-0296, Version: 1

**Dept/ Agency:** Administration/Division of Central Purchasing

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

**Type of Service:** Extension of Emergency Contract #E2020-24

**Purpose:** To secure operation services of Temporary Shelter Housing Solution Containers during Code Blue.

**Entity Name:** United Community Corporation

**Entity Address:** 332 South 8<sup>th</sup> Street, Newark, New Jersey 07103

**Contract Amount:** Not to exceed \$83,475.70

**Funding Source:** 2020 Budget/Department of Administration/NW051-G20-2H211-72030-B2020

**Contract Period:** Extended an additional ninety (90) days from March 16, 2021 through June 16, 2021

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

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

( ) Private Sale ( ) Grant ( ) Sub-recipient (X) N/A

**Additional Information:**

Extension of Emergency Contract #E2020-24 to extend the provision of temporary shelter operation services during Code Blue and the COVID-19 pandemic.

**WHEREAS**, on December 15, 2020, the Department of Administration requested a declaration of emergency to construct temporary shelter containers and provide shelter operation services during Code Blue for the health, safety and welfare of the residents of the City of Newark; and

**WHEREAS**, on December 16, 2020, the City's Purchasing Agent, QPA, declared an emergency and awarded an Emergency Contract for the period of December 15, 2020 through March 15, 2021, in the amount of Six Hundred Thirty-Three Thousand, Three Hundred Seventy-Five Dollars and Zero Cents (\$633,375.00) to: Home 4 the Homeless, 3362 Fulton Road, Fulton, California 95439 and United Community Corporation, 332 South 8<sup>th</sup> Street, Newark, New Jersey 07103 (the "Vendors"). (a copy of Emergency Contract #E-2020-24 is attached hereto and made a part of this resolution); and

**WHEREAS**, the Department of Administration is in immediate and emergent need for United Community Corporation to continue to provide shelter operation services for the temporary container shelters to the residents in the City of Newark for the period of March 16, 2021 through June 16, 2021 or until the need for the shelter services no longer exists or services are performed pursuant to a fully executed contract; and

**WHEREAS**, N.J.S.A. 40A:11-6 provides that Emergency Contracts may be entered into when an emergency affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services; and

**WHEREAS**, N.J.A.C. 5:34-6.1(a)3 provides that the emergency purchasing procedure may be used when the need for such goods or services has arisen notwithstanding a good faith effort on the part of a municipality to plan for the purchase of any goods or services required by the municipality; and

**WHEREAS**, the Department of Administration, as a result of unforeseen events, desires to extend the duration of Emergency Contract #E2020-24 under the same terms and conditions for the same compensation rate for a total amount not to exceed Eighty Three Thousand Four Hundred Seventy Five Dollars and Seventy Cents (\$83,475.70) for the provision of services; and

**WHEREAS**, the delivery and receipt of the Temporary Shelter Housing Solution Containers, for use during weather necessities in the City of Newark, were delayed because of, among other things, the storms and traffic collision problems in Texas (unforeseeable events); and

**WHEREAS**, the delay in delivery and receipt of the containers by the City prevented the commencement of services to the intended occupants of the housing containers; and

**WHEREAS**, the services of United Community Corporation, 332 South 8<sup>th</sup> Street, Newark, New Jersey 07103, to the City of Newark (the "City"), is not only a key component of the City's alternative housing solution, but also is essential to the protection of the health, safety and welfare of the residents of the City and residents without addresses during the COVID-19 pandemic; and

**WHEREAS**, it is a matter of public health and welfare that the above-described Emergency Contract be extended because the City still needs to ensure the safety of the residents of the City of Newark; and

**WHEREAS**, City Ordinance 6PSF-e adopted on April 6, 2011, Newark R.O. 2:5-13.2 (E)(1)(b) and (c) limits the period of Emergency Contracts to ninety (90) days and no extensions of Emergency Contracts shall be permitted without authorization by the Municipal Council by resolution.

**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 Business Administrator are authorized to extend Emergency Contract #E2020-24 with United Community Corporation, 332 South 8<sup>th</sup> Street, Newark, New Jersey 07103, for the term of March 16, 2021 through June 16, 2021 or until services are fully performed for a total amount not to exceed Eighty-Three Thousand Four Hundred Seventy Five Dollars and Seventy Cents (\$83,475.70);
2. This extension will allow for the continuation of shelter operation services of the temporary container shelters in the City of Newark.
3. The extension of Emergency Contract #E2020-24 is ratified from March 16, 2021 to the date of adoption of this authorizing resolution.
4. For any and all expenditures against this contract, a Certification of the availability of sufficient funds, as required by N.J.A.C. 5:30-5.5(b)(2), shall be executed before a contractual liability is

incurred each time an order is placed from Account Code Line: Department of Administration NW051-G20-2H211-72030. This contract shall not exceed Eighty Three Thousand Four Hundred Seventy Five Dollars and Seventy Cents (\$83,475.70).

5. The City's Qualified Purchasing Agent has filed a copy of the Emergency Contract #E2020-24, attached hereto, with the Office of the City Clerk.
  
6. If required by State Law, the City Clerk shall provide the appropriate notice of the award of this contract to the State Comptroller no later than twenty (20) business days following such award, in accordance with N.J.S.A. 52:15C-10 and the Notice of the Office of the State Comptroller dated May 7, 2008.

### **STATEMENT**

This resolution ratifies and authorizes the Mayor and/or his designee, the Business Administrator to extend Emergency Contract #E2020-24 with United Community Corporation, 332 South 8<sup>th</sup> Street, Newark, New Jersey 07103, to continue to provide shelter operation services for the temporary container shelters for the term of March 16, 2021 through June 16, 2021 or until services are fully performed for a total amount not to exceed \$83,475.70.