



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 19-0561, Version: 1

**Dept/ Agency:** Administration/Division of Central Purchasing  
**Action:** (X) Ratifying (X) Authorizing ( ) Amending  
**Type of Service:** Extension of Emergency Contract #E2018-22  
**Purpose:** To provide animal control services for the Department of Health and Community Wellness.  
**Entity Name:** St. Hubert's Animal Wildlife Center  
**Entity Address:** 575 Woodland Avenue, Madison, New Jersey 07940  
**Contract Amount:** Not to exceed \$427,731.03  
**Funding Source:** 2019 Budget/ Department of Health and Community Wellness/NW011-120-1203-9592-B2019  
**Contract Period:** February 7, 2019 through October 6, 2019  
**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 #E2018-22.  
A contract amount not to exceed \$47,525.67 per month for nine (9) months for a total contract amount of \$427,731.03.

**WHEREAS**, on November 7, 2018 the Department of Health and Community Wellness ("DHCW") declared an emergency for the impoundment and sheltering of animals for the health, safety and welfare of the citizens of Newark, and on November 7, 2018 the Central Purchasing Director awarded an Emergency Contract for the period of November 8, 2018 through December 31, 2018 in the amount of \$78,892.61 with St. Hubert's Animal Wildlife Center, 575 Woodland Avenue Madison, New Jersey 07940 ("Vendor") (a copy of Emergency Contract # E-2018-22 is attached); and

**WHEREAS**, on January 25, 2019, the DHCW requested that the Contract be amended to increase the contract amount by \$57,709.77 to cover January 1, 2019 to February 6, 2019 for a total Emergency Contract amount of \$136,602.28 and on March 29, 2019 the City's Qualified Purchasing Agent ("QPA") amended the contract amount accordingly; and

**WHEREAS**, the City of Newark is exploring options on various alternatives to providing animal control services in the City of Newark; and

**WHEREAS**, the DHCW is in immediate and emergent need for the Vendor to continue to provide animal control services for the residents in the City of Newark for the period of February 7, 2019 through October 6, 2019; 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**, the DHCW desires to extend Emergency Contract # E-2018-22 for a per month amount of Forty-Seven Thousand, Five Hundred Twenty-Five Dollars and Sixty-Seven Cents (\$47,525.67) for the period of February 7, 2019 through October 6, 2019 for a total amount not to exceed Four Hundred Twenty-Seven Thousand, Seven Hundred Thirty- One Dollars and Three Cents (\$427,731.03); 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 services of St. Hubert's Animal Wildlife Center to the City of Newark, is essential to the protection of the health, safety and welfare of the citizens and residents of Newark and the animals therein; and

**WHEREAS**, it is a matter of public health and welfare that the above-described emergency contract be extended because the City of Newark still needs to ensure the safe and functional operation of its public facilities; and

**WHEREAS**, City Ordinance 6PSF-e April 6, 2011, Article 2:5-13.2 (E) (.1) (b) (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 designees, the QPA, and/or the Director of the Department of Health and Community Wellness, are authorized to extend Emergency Contract #E2018-22 with St. Hubert's Animal and Wildlife Center, 575 Woodland Avenue, Madison, New Jersey 07940, for a per month amount of Forty-Seven Thousand, Five Hundred Twenty-Five Dollars and Sixty-Seven Cents (\$47,525.67) for the term of February 7, 2019 through October 6, 2019, for a total amount not to exceed Four Hundred Twenty-Seven Thousand, Seven Hundred Thirty- One Dollars and Three Cents (\$427,731.03).
2. This extension will allow for the continuation of animal sheltering services in the City of Newark
3. The extension of Emergency Contract # E2018-22 is ratified from February 7, 2019 to the date of adoption of this authorizing resolution.
4. Pursuant to N.J.A.C. 5:30-5.5, Temporary Budget, attached hereto is a partial Certification of Funds from the Director of Finance, in the amount of One Hundred Forty-Two Thousand, Seven Hundred Fifty Dollars and Zero Cents (\$142,750.00) from the Municipal Comptroller of the City of Newark and the line appropriation of the official budget which shall be charged is

Business Unit NW011; Dept. ID 120; Division1203; Account # 9592, Budget Ref: B 2019. The balance of funds will be certified from the 2019 budget.

5. The QPA, for the City of Newark, shall file a copy of contract #E-2018-22, 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 20 business days following such award, in accordance with N.S.J.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 QPA, and/or the Director of the Department of Health and Community Wellness, to extend Emergency Contract # E2018-22 with St. Hubert's Animal Wildlife Center, for the provision of animal control services, for a per month amount of Forty-Seven Thousand, Five Hundred Twenty-Five Dollars and Sixty-Seven Cents (\$47,525.67) for the term of February 7, 2019 through October 6, 2019 for a total amount not to exceed Four Hundred Twenty-Seven Thousand, Seven Hundred Thirty- One Dollars and Three Cents (\$427,731.03).