



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 14-0140, Version: 1

Dept/ Agency: Finance

Action: Ratifying Authorizing Amending

Type of Service: Professional Service Contract

Purpose: To process credit card and electronic payments on the internet, over the telephone and various locations throughout the City of Newark

Entity Name: Value Payment Systems, LLC

Entity Address: 2207 Crestmoor Road, Ste. 200, Nashville, TN 37215

Contract Amount: 2.25% per credit/debit card transaction or \$0.99 per electronic check transaction

Funding Source: No City Funds

Contract Period: October 1, 2014 through September 30, 2017

Contract Basis: Bid State Vendor Prof. Ser. EUS

Fair & Open No Reportable Contributions RFP RFQ

Private Sale Grant Sub-recipient n/a

Additional Information:

WHEREAS, the Government Electronic Payment Acceptance Act (P.L. 1955, c.325) ("Act") authorizes a municipality to establish an electronic fund transfer system upon passage of a resolution by the Governing Body; and

WHEREAS, the Department of Community Affairs, Division of Local Government Services has promulgated regulations, NJAC 5:30-9.1 et. seq. authorizing municipalities to accept credit card and or electronic payments in accordance with the provisions of the Administrative Code; and

WHEREAS, on May 7, 2014, the Municipal Council adopted Resolution 7R5-b, to accept electronic receipts for payment over the internet, via telephone and in person for the payment of property taxes, utilities and other fees; and

WHEREAS, the City of Newark is in need of being able to accept payments via internet, web and telephone; and

WHEREAS, payment of property taxes, utilities and other fees by way of credit card and electronic payment via internet and telephone will create a greater convenience for the City of Newark taxpayers; and

WHEREAS, pursuant to NJAC 5:30-9.4 contracts for acquisition of electronic receipt equipment and services shall be subject to the provisions of NJSA 40A:11-1 et seq.; and

WHEREAS, on August 6, 2014, the Municipal Council adopted Resolution 7R5-b, authorizing (initiating) competitive contracting pursuant to N.J.S.A. 40A:11-4.1; and

WHEREAS, the City of Newark advertised for bids pursuant to the Competitive Contracting Law, N.J.S.A. 40A:11-4.1 for Third Party Credit Card Services and Online Payment Systems on September 10, 2014; and

WHEREAS, eleven (11) individuals/vendors requested a proposal packet; and

WHEREAS, four (4) proposals were received on September 30, 2014, and the proposal from Value Payment Systems, LLC, 2207 Crestmoor Road, Ste. 200, Nashville, TN 37215 was found to be the most responsible bidder; and

WHEREAS, the proposal submitted by Value Payment Services, LLC will be at no cost to the City; and

WHEREAS, Value Payment Services, LLC has agreed to charge 2.25% for credit card/ATM Debit card payments transactions, as well as \$0.99 for electronic checks/ACH; and

WHEREAS, the minimum charge for a credit card/ATM Debit card transaction will be \$3.75; and

WHEREAS, the City of Newark wishes to enter into a contract with Value Payment Systems, LLC, 2207 Crestmoor Road, Ste. 200, Nashville, TN 37215 to provide Third Party Credit Card Services and Online Payment Systems for the City of Newark; and

WHEREAS, the Mayor of the City of Newark signed into law, Executive Order Number MEO-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.

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

1. The Municipal Council hereby authorizes the Acting Director of Finance/ Chief Financial Officer to accept electronic payments for the payment of property taxes, utilities and other fees.
2. The Municipal Council hereby ratifies its authorization of this contract from October 1, 2014 to the date of adoption of this authorizing resolution.
3. That the use of electronic payments is subject to the provisions of NJAC 5:30-9.1 et. seq. and the Local Public Finance Notice No.CFO-97-2.
4. The term of this contract will be three (3) years with the option to renew for an additional two (2) year term for a total of five (5) years.
5. This contract is being awarded pursuant to the fair and open procedures of the State Pay-to-Play Law (N.J.S.A. 19:33A-20.5) and pursuant to the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)(i) and is in compliance with Executive Order MEO-07-0001, effective March 31, 2007.

6. Certified copies of the fully executed contracts shall be filed with the City of Newark Municipal Clerk by the Acting Director of Finance/Chief Financial Officer of the City of Newark.
7. A notice of the award of the contracts shall be published in the newspaper authorized by law to publish a legal advertisement and as required by law within ten (10) days of the adoption of this Resolution.

STATEMENT

Resolution authorizing the award of a concession contract to Value Payment Systems, LLC to provide online and electronic payments.