



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 21-1609, Version: 1

Dept./ Agency: Economic and Housing Development

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

Type of Service: Professional Services Contract

Purpose: To provide On-Call Environmental Consulting/Management Services.

Entity Name: Lewis Consulting Group

Entity Address: 2604 Atlantic Avenue, Suite 600, Wall, New Jersey 07719

Contract Amount: Not to exceed \$200,000.00

Funding Source: Community Economic and Development Trust Fund

Contract Period: One (1) year from the date of issuance of a written Notice to Proceed

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

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

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

Additional Information:

WHEREAS, on September 7, 2021, the City of Newark, Department of Economic and Housing Development (the "City") advertised a Request for Proposal (RFP) for On-call Environmental Consulting/Management Services with a due date of September 28, 2021, in accordance with the requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. (the "LPCL"); and

WHEREAS, the City received a total of two (2) proposals in response to its request; and

WHEREAS, Lewis Consulting Group, 2604 Atlantic Avenue, Suite 600, Wall, New Jersey 07719, submitted a proposal in response to the RFP and it was found, based upon price and other factors, to be in the best interest of the City of Newark to accept the proposal for the purpose of providing Planning Consultant Services; and

WHEREAS, Environmental Consulting/Management Services are Professional Services, exempt from the requirement for public bidding, pursuant to the LPCL; and

WHEREAS, the City wishes to enter into a professional service contract in an amount not to exceed Two Hundred Thousand Dollars and Zero Cents (\$200,000.00), with Lewis Consulting Group for On-call Environmental Consulting/Management Services, for a period of one (1) year from the issuance of a written Notice to Proceed by the Deputy Mayor/Director of the Department of Economic and Housing Development; and

WHEREAS, the LPCL requires that notice of the award of contracts for "Professional Services" without competitive bidding must be published in a local newspaper; and

WHEREAS, the contract is for an amount over \$44,000.00 and is being awarded as a Fair and Open Contract pursuant to N.J.S.A. 19:44A-20.5; and

WHEREAS, the Municipal Council adopted New Jersey Municipal Code § 2:4-22C.1, which adopted the State of New Jersey's Pay-to-Play statutory requirements pursuant to N.J.S.A. 19:44A-20.5, as may be amended and supplemented, governing eligibility for municipal contracts.

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 Deputy Mayor/Director of the Department of Economic and Housing Development, are hereby authorized and directed, on behalf of the City of Newark, to enter into and execute a Professional Service Agreement with Lewis Consulting Group, 2604 Atlantic Avenue, Suite 600, Wall, New Jersey 07719, to provide On-call Environmental Consulting/Management Services, in an amount not to exceed Two Hundred Thousand Dollars and Zero Cents (\$200,000.00), for the period of one (1) year from the date of issuance of a written Notice to Proceed by the Deputy Mayor/Director of the Department of Economic and Housing Development.

2. This contract 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) 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 the City's Contractor Pay-to-Play Reform Ordinance, R.O. 2:4-22C.

3. Attached hereto is a Certification of Funds from the Director of the Department of Finance, which states: 1) that there are sufficient funds in the amount of \$200,000.00 for the purpose set forth herein above; and 2) that the line appropriation which shall be charged is as follows:

<u>Bus. Unit</u>	<u>Dept.</u>	<u>Div./Proj.</u>	<u>Activity</u>	<u>Acct. #</u>	<u>Budget Ref.</u>
NW026				32100	B2021

4. There shall be no advance payment pursuant to N.J.S.A. 40A:5-16.

5. There shall be no amendments or changes to this contract without the approval of the Municipal Council.

6. The Deputy Mayor/Director of the Department of Economic and Housing Development shall file a copy of the executed contract in the Office of the City Clerk, which shall be made available for public inspection.

7. A notice of the award 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

This resolution authorizes the Mayor of the City of Newark and/or his designee, the Deputy Mayor/Director of the Department of Economic and Housing Development to enter into and execute a contract with Lewis Consulting Group, 2604 Atlantic Avenue, Suite 600, Wall, New Jersey 07719, to

provide On-call Environmental Consulting/Management Services in an amount not to exceed \$200,000.00, for the period of one (1) year from the date of issuance of a written Notice to Proceed by the Deputy Mayor/Director of the Department of Economic and Housing Development.