



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 13-0563, Version: 1

Dept/ Agency: Economic & Housing Development

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

Type of Service: Agreement with Sub-recipient

Purpose: To provide physical rehabilitation to 71 Ludlow Street, Newark, New Jersey 07114

Entity Name: Housing Authority of the City of Newark, New Jersey,

Entity Address: 500 Broad Street, Newark, New Jersey 07102

Grant Amount: \$ 151,556.00

Funding Source: United States Department of Housing & Urban Development (HUD)/Community Development Block Grant (CDBG) Program

Contract Period: January 1, 2013 through December 31, 2014

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

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

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

List of Property: (If applicable)

(Address/Block/Lot/Ward)

71 Ludlow Street/Block 3764/Lot 1/South Ward

Additional Information:

Funds applied for and accepted by Resolution 7R1-F121912

Funds applied for by Resolution 7R1-A(S) 022613

No Action Taken 7R3-e 102313

WHEREAS, pursuant to Resolution 7R1-F, adopted on December 19, 2012, the Mayor and/or his designee, the Business Administrator were authorized to file FY2012 (Program Year 2012-2013), One-Year Action Plan with the U.S. Department of Housing and Urban Development (HUD), which contained requests for funds from four (4) grant programs: Community Development Block Grants (CDBG), \$6,623,599.00; HOME Investment Partnerships (HOME), \$1,944,355.00; Housing Opportunities for People With AIDS (HOPWA), \$7,218,919.00 (on behalf of Newark and the "Eligible Metropolitan Area"); and Emergency Shelter Grants (ESG), \$678,542.00, and were further authorized to accept these grant funds and enter into a Grant Agreement with HUD for these funds, with no municipal funds required; and

WHEREAS, pursuant to the competitive contracting process of the State Local Public Contracts Law, as authorized by N.J.S.A. 40A:11-4.1b(1) (being the operation, management or administration of a social services program), and pursuant also to the Fair and Open Process of State Pay-to-Play Law N.J.S.A. 19:44A-20.5, the City of Newark publicly advertised a Request for Proposals (RFP) for this service on June 21, 2012 with all proposals due on July 23, 2012; and

WHEREAS, the Municipal Council of the City of Newark hereby ratifies the use of competitive contracting for processing these Housing and Urban Development Entitlement Programs from June 21, 2012 to the date of adoption and authorizes its use in the future; and

WHEREAS, the proposal received from the Housing Authority of the City of Newark, New

Jersey hereinafter, "Sub-Recipient" was the most advantageous to the City of Newark, based on experience and all other criteria listed in the RFP; and

WHEREAS, the Business Administrator and/or his designee, the Deputy Mayor/Director of the Department of Economic & Housing Development desires to enter into an Agreement with the Sub-Recipient, for the purpose of providing physical rehabilitation services to its facility located at 71 Ludlow Street, Newark, New Jersey 07114, which consists of the development of a training, recreation and educational center for the contract period of January 1, 2013 through December 31, 2014, for a total contract amount of \$151,556.00; and

WHEREAS, this Agreement is awarded to the Sub-Recipient, in compliance with Local Public Contracts Law, including, but not limited to N.J.S.A. 40A:11-4.1(b)(2) and/or N.J.S.A. 40A:11-5, and Community Development Block Grant, 24 CFR 135 (Section #3 reporting requirements) and 24 CFR. 570.201; and

WHEREAS, the Mayor of the City of Newark signed into law Executive Order Number ME0-07-0001 (hereinafter "Pay-to-Play Executive Order"), which requires reporting of political contributions to Newark Municipal Candidates and prohibits certain political contributions for the duration of the Agreement; and

WHEREAS, reporting requirements pursuant to N.J.S.A. 19:44A-20.5, et seq. and MEO-07-0001 are only applicable to Business Entities as defined therein and do not include non-profit organizations. As a non-profit organization, the Housing Authority of The City of Newark is therefore not required to submit certain disclosure statements.

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 Business Administrator and the Deputy Mayor/Director of the Department of Economic & Housing Development are hereby authorized to enter into and execute an Agreement with the Housing Authority of the City of Newark, New Jersey, 500 Broad Street, Newark, New Jersey 07102, for the period January 1, 2013 through December 31, 2014, for the total contract amount of \$151,556.00, to provide physical rehabilitation services to its facility located at 71 Ludlow Street, Newark, New Jersey 07114,, which is further described in the "Scope of Services" attached hereto as Exhibit A.
2. The Agreement between the City of Newark and Sub-recipient is hereby ratified from January 1, 2013 to the date of adoption of this authorizing resolution.
3. The total compensation to be paid pursuant to said Agreement is \$151,556.00 and shall be paid from CDBG funding.
4. The Municipal Council ratifies the use of competitive contracting for processing and awarding Housing and Urban Development Entitlement Programs from June 21, 2012 to the date of adoption and authorizes its use in the future.
5. This Agreement 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, State Local Public Contracts Law, including, but not limited

to N.J.S.A. 40A:11-4.1(b)(2) and/or N.J.S.A. 40A:11-5, and Community Development Block Grant, 24 CFR 135 (Section #3 Reporting Requirements) and 24 CFR 570.201.

6. Attached hereto is a Certification of Funds from the Finance Director of the City of Newark, which states that (1) there are sufficient funds for the purpose set forth hereinabove and (2) that the line appropriation of the official budget which is charged is Business Unit NW027; Department A13; Div./Proj. EX390; Activity A; Account 72090 ; Budget Ref. B2013.
7. An executed copy of said Agreement shall be filed with the Office of the City Clerk by the Business Administrator.

STATEMENT

This resolution ratifies and authorizes the Mayor and/or his designee, the Business Administrator and the Deputy Mayor/Director of the Department of Economic & Housing Development, to enter into and execute an Agreement with the Housing Authority of the City of Newark, New Jersey of 500 Broad Street, Newark, New Jersey 07102, to provide physical rehabilitation services to its facility located at 71 Ludlow Street, Newark, New Jersey 07114, for the period of January 1, 2013 through December 31, 2014, utilizing CDBG funding in the total contract amount of \$151,556.00. (South Ward)