



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 23-0880, Version: 1

Dept/ Agency: Water and Sewer Utilities

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

Type of Service: Professional Services Contract

Purpose: To provide engineering services for Pump Station Assessments.

Entity Name: Mott MacDonald, LLC

Entity Address: 111 Wood Avenue South, Iselin, New Jersey 08830

Contract Amount: Not to exceed \$352,900.00

Funding Source: 2023 Budget/Department of Water and Sewer Utilities/Business Unit: NW038, Dept.: 800, Div./Proj. 8003, Account #71240, Budget Ref.: B2023

Contract Period: Commencing upon the date of the issuance of a written Notice to Proceed and terminates upon project completion, pursuant to N.J.S.A. 40A:11-5(9)

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

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

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

Additional Information:

WHEREAS, the City Newark's Department of Water and Sewer Utilities (City), requires professional engineering services for Pump Station Assessments; and

WHEREAS, a proposal was received by the City from Mott MacDonald, LLC. Outlining a scope of work and budget estimate to provide for Pump Station Assessments; and

WHEREAS, the Department of Water and Sewer Utilities wishes to execute Professional Engineering Services Contract with Mott MacDonald, LLC., 111 Wood Avenue South, Iselin, New Jersey 08830, to provide Pump Station Assessments, for a contract amount not to exceed \$352,900.00 for a period from the issuance of Notice to Proceed through the completion of construction pursuant to N.J.S.A. 40(A) 11-15(9); and

WHEREAS, the provision of the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i) authorizes the award of professional services agreements without public advertising for bids and bidding and requires that the contract be made available for public inspection; and

WHEREAS, this contract is for an amount over \$17,500.00 and is being awarded as a Non-Fair and Open Contract, pursuant to N.J.S.A. 19:44A-20.5; and

WHEREAS, Mott MacDonald, LLC., has completed and submitted a Business Entity Disclosure Certificate, which certifies that Mott MacDonald, LLC., has not made any reportable contributions to a political or candidates committee in the City of Newark in the previous one (1) year, and that the contract will prohibit Mott MacDonald, LLC., from making any reportable contributions through the term of the contract; and

WHEREAS, the award is in compliance with Ordinance 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 and/or his designee, the Director of the Department of Water and Sewer Utilities, are authorized to accept the proposal from Mott MacDonald, LLC., and execute an agreement with Mott MacDonald, LLC., 111 Wood Avenue South, Iselin, New Jersey 08830, to provide Professional Engineering Services for Pump Station Assessments, for a total contract amount not to exceed \$352,900.00, for a period from the issuance of Notice to Proceed through the completion of construction pursuant to N.J.S.A. 40(A) 11-15(9).
2. Pursuant to N.J.A.C. 5:30-5.5(a), Temporary Budget, attached hereto is a partial Certification of Funds issued by the Director of the Department of Finance, which state that there are available sufficient legally appropriated funds in the amount of \$5,000.00 for the purposes set forth herein, under Business Unit: NW038, Dept.: 800, Div./Proj. 8003, Account #71240, Budget Ref.: B2023. The certification shall be filed along with the original resolution in the Office of the City Clerk. The remainder of the funding for this contract will be subject to appropriation in the 2023 Budget and funds will be certified prior to services being provided by the contractor.
3. The Director of the Department of Water and Sewer Utilities shall file a duly executed copy of the contract, Determination of Value and Business Entity Disclosure Certification in the Office of the City Clerk.
4. Mott MacDonald, LLC., has completed and submitted a Business Entity Disclosure Certificate, which shall be placed on file in the Office of the City Clerk by the Director of the Department of Water and Sewer Utilities, certifying that Mott MacDonald, LLC., has not made any reportable contributions to a political or candidate committee in the City of Newark, in the previous one (1) year, and that the contract will prohibit Mott MacDonald, LLC., from making any reportable contributions through the term of the contract
5. There shall be no amendment or change to the contract without approval by the Municipal Council.
6. There shall be no advance payments made against this contract in accordance with N.J.A.C. 40A:5-16.
7. A notice of this action shall be published in the newspaper authorized by law to publish a legal advertisement and as required by law within ten (10) days of its passage.

STATEMENT

This resolution authorizes the Mayor and/or his designee, the Director of the Department of Water and Sewer Utilities, to accept the proposal from Mott MacDonald, LLC., 111 Wood Avenue South,

Iselin, New Jersey 08830, to provide Professional Engineering Services to provide for Pump Station Assessments, for a total contract amount not to exceed of \$352,900.00, the term of the contract shall commence upon the issuance of a written Notice to Proceed and terminates upon project completion pursuant to N.J.S.A. 40A:11-5(9.)