



## Legislation Text

File #: 24-0341, Version: 1

**Dept/ Agency:** Administration/Division of Central Purchasing

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

**Type of Service:** Extension of Emergency Contract #E2023-08

**Purpose:** To extend Emergency Contract #E2023-08 for Temporary Housing/Shelter Services at homeless shelters located throughout Essex County for an additional (120) days.

**Entity Name:**

- 1) Newly Destined, Inc., of Newark, New Jersey 07114;
- 2) 169 Clinton Development Urban Renewal, LLC, of Jersey City, New Jersey 07305;
- 3) Catholic Charities of the Archdiocese of Newark, 590 North 7th Street, Newark, New Jersey 07107;
- 4) Real House, Inc., of Montclair, New Jersey 07042;
- 5) United Community Corporation, 332 South 8th Street, Newark, New Jersey 07103;
- 6) YMCA of Newark and Vicinity, 600 Broad Street, Newark, New Jersey 07102; and
- 7) Helping the Homeless, Inc., 12 Moryan Road, Edison, New Jersey 08817

**Entity Address:** (see above)

**Contract Amount:** Not to exceed \$9,925,600.00

**Funding Source:** 2024 Budget/Bus Unit: 011, Division: 2001, Account: 97550, Budget Year: B2024

**Contract Period:** Extended for an additional (120) days from January 1, 2024 through May 31, 2024

**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:**

An Emergency Contract #E2023-08 was awarded to nine (9) vendors in an amount not to exceed \$2,674,840.00 for the period of June 5, 2023 through September 3, 2023, for the Office of Homeless Services.

The 1<sup>st</sup> extension and amendment of Emergency Contract #E2023-08 provided an extension to the contract period through December 31, 2023, or until new contract(s) were awarded, whichever occurred first, and increased the contract by \$2,719,035.00, for a new total contract amount not to exceed \$5,393,875.00.

This Resolution provides for a 2<sup>nd</sup> extension and amendment of Emergency Contract #E2023-08 extending the contract period through May 31, 2024, or until new contract(s) are awarded, whichever occurs first, and increases the contract by \$4,531,725.00, for a new total contract amount not to exceed \$9,925,600.00.

**WHEREAS**, on June 5, 2023, the Office of Homeless Services requested a declaration of emergency for temporary housing services to ensure the health, safety, and wellness of the homeless population located at 224 Sussex Avenue after various inspections revealed serious violations and unhealthy conditions at the facility; and

**WHEREAS**, on July 7, 2023, the Qualified Purchasing Agent serving at that time declared an emergency for Temporary Shelter Services in the amount of Two Million Six Hundred Seventy-Four Thousand Eight Hundred Forty Dollars and Zero Cents (\$2,674,840.00) for nine (9) vendors: Newly Destined Inc., 1114-1116 Broad Street Newark, New Jersey 07114; 169 Clinton Development Urban Renewal, LLC, 246 Danforth Avenue, Jersey City, New Jersey 07305; Catholic Charities of the Archdiocese of Newark, 590 North 7th Street, Newark, New Jersey 07107; Real House, Inc., 95 Grove Street, Montclair, NJ 07042; The Restoration Center, Inc., 300 South 12th Street, Newark, New Jersey 07103; United Community Corporation, 332 South 8th Street, Newark, New Jersey 07103; YMCA of Newark and Vicinity, 600 Broad Street, Newark, New Jersey 07102; Helping the Homeless, Inc., 12 Moryan Road, Edison, New Jersey 08817; and Positive Health Care Inc., 395-406 University Avenue, Newark, New Jersey 07102; and

**WHEREAS**, the first extension of Emergency Contract #E2023-08 was adopted as 7R1-c on October 18, 2023 which extension raised the total not-to-exceed contract amount to Five Million Three Hundred Ninety-Three Thousand Eight Hundred Seventy-Five Dollars and Zero Cents (\$5,393,875.00) for the period of September 4, 2023 through December 31, 2023; and

**WHEREAS**, the Division of Central Purchasing is in the process of soliciting proposals for Emergency Housing Services; and

**WHEREAS**, the Office of Homeless Services continues to be in immediate and emergent need to provide temporary housing services to the homeless population; 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 service; and

**WHEREAS**, the Office of Homeless Services desires to have the Municipal Council to (1) ratify and extend Emergency Contract E2023-08 for the period which is ratified back from January 1, 2024 through May 31, 2024, or until such time contracts are awarded, whichever occurs first, and (2) increase the contract by Four Million Five Hundred Thirty-One Thousand Seven Hundred Twenty-Five Dollars and Zero Cents (\$4,531,725.00), raising the total not-to-exceed amount to Nine Million Nine Hundred Twenty-Five Thousand Six Hundred Dollars and Zero Cents (\$9,925,600.00); 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**, it is a matter of public health, safety, and welfare that the above-described emergency contract be extended because the City of Newark still needs to ensure safe and uninterrupted services, and any interruption of the services would pose imminent harm to the health, safety and welfare of the homeless population in the City of Newark; and

**WHEREAS**, City Ordinance 6PSF-e adopted on 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; and

**WHEREAS**, the Municipal Council has the exclusive authority to extend an emergency; and

**WHEREAS**, the Office of Homeless Services now seeks authorization from the Municipal Council to ratify and extend the emergency to prevent interruption of the declaration of emergency until the Emergency is abated for the temporary housing of the homeless population.

**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/or the Interim Purchasing Agent, are hereby authorized to execute an extension of Emergency Contract #E2023-08 for the following seven vendors: **1) Newly Destined Inc.**, 1114-1116 Broad Street, Newark, New Jersey 07114; **2) 169 Clinton Development Urban Renewal LLC**, 246 Danforth Avenue, Jersey City, New Jersey 07305; **3) Catholic Charities of the Archdiocese of Newark**, 590 North 7th Street, Newark, New Jersey 07107; **4) Real House Inc.**, 95 Grove Street, Montclair, New Jersey 07042; **5) United Community Corporation**, 332 South 8th Street, Newark, New Jersey 07103; **6) YMCA of Newark and Vicinity**, 600 Broad Street, Newark, New Jersey 07102; **7) Helping the Homeless, Inc.**, 12 Moryan Road, Edison, New Jersey 08817, for the period from January 1, 2024 through May 31, 2024 or until new contract(s) are awarded, whichever occurs first. Emergency Contract #E2023-08 shall be increased by an amount not to exceed Four Million Five Hundred Thirty-One Thousand Seven Hundred Twenty-Five Dollars and Zero Cents (\$4,531,725.00), bringing the new total amount to Nine Million Nine Hundred Twenty-Five Thousand Six Hundred Dollars and Zero Cents (\$9,925,600.00).
2. The extension of Emergency Contract #E2023-08 is ratified from January 1, 2024 to the date of adoption of this authorizing Resolution.
3. Funds are available for Emergency Contract #E2023-08 in an amount not to exceed Four Million Five Hundred Thirty-One Thousand Seven Hundred Twenty-Five Dollars and Zero Cents (\$4,531,725.00). The line appropriation of the Official Budget to be charged is: 011-200-2001-97550- B2024.
4. The Interim Purchasing Agent, for the City of Newark, has filed a copy of Emergency Contract #E2023-08, attached hereto, with the Office of the City Clerk.
5. 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 twenty (20) business days following such award, in accordance with N.J.S.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 designees, the Business Administrator and/or the Purchasing Agent, Interim QPA, to extend Emergency Contract #E2023-08 with the seven following vendors: 1) **Newly Destined Inc.**, 1114-1116 Broad Street, Newark, New Jersey 07114; 2) **169 Clinton Development Urban Renewal LLC**, 246 Danforth Avenue, Jersey City, New Jersey 07305; 3) **Catholic Charities of the Archdiocese of Newark**, 590 North 7th Street, Newark, New

Jersey 07107; 4) **Real House Inc.**, 95 Grove Street, Montclair, New Jersey 07042; 5) **United Community Corporation**, 332 South 8th Street, Newark, New Jersey 07103; 6) **YMCA of Newark and Vicinity**, 600 Broad Street, Newark, New Jersey 07102; 7) **Helping the Homeless, Inc.**, 12 Moryan Road, Edison, New Jersey 08817, for the period which is ratified back to January 1, 2024 through May 31, 2024 or until new contract(s) are awarded, whichever occurs first, and increasing the contract amount by Four Million Five Hundred Thirty-One Thousand Seven Hundred Twenty-Five Dollars and Zero Cents (\$4,531,725.00) for a new total amount not to Nine Million Nine Hundred Twenty-Five Thousand and Six Hundred Dollars and Zero Cents (\$9,925,600.00).