



## Legislation Text

File #: 23-0536, Version: 1

**Dept/ Agency:** Economic and Housing Development

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

**Type of Service:** Professional Services Contract

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

**Entity Name:** Matrix New World Engineering, Land Surveying and Landscape Architecture, PC

**Entity Address:** 26 Columbia Turnpike, 2<sup>nd</sup> Floor, Florham Park, New Jersey 07932

**Contract Amount:** Not to exceed \$60,000.00

**Funding Source:** 2023 Budget/Department of Economic and Housing Development/NW026, Account #32100, B2023

**Contract Period:** January 1, 2023 through December 31, 2023

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

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

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

**Additional Information:**

**WHEREAS**, the City of Newark's Department of Economic and Housing Development (the "City") advertised a Request for Proposal (RFP) for On-call Environmental Consulting/Management Services on October 19, 2022, and the RFP was made available on October 24, 2022, with a due date of November 7, 2022, 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 three (3) proposals in response to its request by the RFP due date of November 7, 2022; and

**WHEREAS**, Matrix New World Engineering, Land Surveying and Landscape Architecture, PC, 26 Columbia Turnpike, 2<sup>nd</sup> Floor, Florham Park, New Jersey 07932 (the "Matrix New World"), was among the three (3) proposals received 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 Matrix New World's Proposal for the purpose of providing On-call Environmental Consulting/Management Services; and

**WHEREAS**, Environmental Consulting/Management Services are Professional Services, exempt from the public bidding requirements, pursuant to N.J.S.A. 40A:11-5(1)(a)(i); 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 City wishes to enter into a Professional Services Contract, in an amount not to exceed Sixty Thousand Dollars and Zero Cents (\$60,000.00), with Matrix New World for On-call Environmental Consulting/Management Services, for a period of one (1) year, January 1, 2023 through December 31, 2023; and

**WHEREAS**, the Contract is for an amount over \$17,500.00 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 the State of New Jersey’s Pay -to-Play statutory requirements, pursuant to N.J.S.A. 19:44A-20.5, 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 Contract with Matrix New World Engineering, Land Surveying and Landscape Architecture, PC, 26 Columbia Turnpike, 2<sup>nd</sup> Floor, Florham Park, New Jersey 07932 (the “Matrix New World”), to provide On-Call Environmental Consulting/Management Services, for the period of January 1, 2023 through December 31, 2023, in an amount not to exceed Sixty Thousand Dollars and Zero Cents (\$60,000.00).

2. The contract between the City of Newark and Matrix New World, is hereby ratified from January 1, 2023 to the date of adoption of this authorizing Resolution.

3. The Contract shall be for an amount not to exceed Sixty Thousand Dollars and Zero Cents (\$60,000.00), which represents the amount remaining on the existing appropriation for such services, as well as those eligible activities funded from the Hazardous Discharge Site Remediation Fund, the New Jersey Department of Environmental Protection, the United States Environmental Protection Agency and/or other third-party funds.

4. The 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 Contacts 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.

5. 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 Sixty Thousand Dollars and Zero Cents (\$60,000.00) 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>Account. #</u>	<u>Budget Ref.</u>
NW026				32100	B2023

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

7. There shall be no advance payments against the contract pursuant to N.J.S.A. 40A:5-16.

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

9. 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 ratifies and 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 Matrix New World Engineering, Land Surveying and Landscape Architecture, PC, 26 Columbia Turnpike, 2<sup>nd</sup> Floor, Florham Park, New Jersey 07932, to provide On-Call Environmental Consulting/Management Services, in an amount not to exceed \$60,000.00, for the period of January 1, 2023 through December 31, 2023.