



## Legislation Details (With Text)

**File #:** 12-1087      **Version:** 1      **Name:** ADDED STARTER: Lewis Consulting Group (2012-2013)  
**Type:** Resolution      **Status:** Filed  
**File created:** 5/4/2012      **In control:** Engineering  
**On agenda:** 8/1/2012      **Final action:** 8/1/2012  
**Title:** Dept/ Agency: Engineering  
Action: ☐ Ratifying ☒ Authorizing ☐ Amending  
Type of Service: Professional Services Contract  
Purpose: To provide Environmental Professional Services by LRSP for Remediation-Renovations and Improvements to Sales-Lease Back Public Buildings for Environmental Professional Services for eleven (11) locations in the City of Newark, NJ  
Entity Name: Lewis Consulting Group  
Entity Address: 2519 Highway 35, Building A, Suite 202, Manasquan, New Jersey 08736  
Contract Amount: \$87,033.92  
Funding Source: Essex County Improvements Authority ("ECIA")  
Contract Period: One (1) year from the date of issuance of a Notice to Proceed  
Contract Basis: ☐ Bid ☐ State Vendor ☒ Prof. Ser. ☐ EUS  
☒ Fair & Open ☐ No Reportable Contributions ☒ RFP ☐ RFQ  
☐ Private Sale ☐ Grant ☐ Sub-recipient ☐ n/a  
Addition Information:

### Sponsors:

### Indexes:

### Code sections:

Date	Ver.	Action By	Action	Result
8/1/2012	1	Municipal Council	Adopt	Pass

### Dept/ Agency:

 Engineering

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**Addition Information:**

**WHEREAS,** the Department of Engineering is in need of Environmental Professional Services by a Licensed Site Remediation Professional ("LSRP") for the planned renovation of sixteen (16)

buildings, formerly owned by the City of Newark, subsequently sold to the Essex County Improvement Authority ("ECIA") and leased back to the City of Newark (hereinafter, the "Sale Lease Back Projects"); and

**WHEREAS**, the services of environmental engineers are professional services and are exempt from the requirements for public bidding pursuant to the Local Public Contracts Law, more specifically, N.J.S.A. 40A:11-5(1)(a)(i); and

**WHEREAS**, the environmental services phase of the Sale-Lease Back Project was divided by the Department of Engineering into three (3) groups of buildings at separate addresses; and

**WHEREAS**, Groups 1 and 3 were composed of the following eleven (11) locations;

**Sites Address**

<b>Group #1</b>	<b>Group #3</b>
94 Williams Street	828 Broad Street
255 Central Avenue	110 Williams Street
526-528 Frelinghuysen Avenue	470-476 Orange Street
31 Green Street	1010 18 <sup>th</sup> Avenue
22 Franklin Street	
241 West Market Street 1020 Broad Street	
and	

**WHEREAS**, on February 27, 2012, the Department of Engineering advertised for the receipt of responses to a Request for Qualifications/Request for Proposals ("RFQ/RFP"), from qualified engineers and/or architects to provide professional services; more specifically, Environmental Profesional Services by Licensed Site Remediation Professionals; and

**WHEREAS**, twenty-one (21) firms picked-up the RFQ/RFP Packages; and

**WHEREAS**, on or about March 12, 2012 six (6) firms and individuals submitted qualification statements and bid proposal amounts, which were reviewed and evaluated by a Technical Review Team, which qualified of the individuals and firms to participate in the interview process; and

**WHEREAS**, the consultants/firms were invited to visit and inspect the buildings on February 27, through March 13, 2012; and

**WHEREAS**, the Department of Engineering invited the qualified individuals and firms to submit revised bid proposal amounts; and

**WHEREAS**, three (3) firms submitted revised proposal amounts; and

**WHEREAS**, it was the recommendation of the Technical Review Team that Lewis Consulting Group, 2519 Highway 35 Building A, Suite 202, Manasquan, New Jersey 08736, was the most qualified individual and/or firm to perform the professional services, price and other factors considered for providing Environmental Professional Services for eleven (11) locations:

**SiteAddress**

<b>Group #1</b>	<b>Group #3</b>
94 Williams Street	828 Broad Street
255 Central Avenue	110 Williams Street
526-528 Frelinghuysen Avenue	470-476 Orange Street
31 Green Street	1010 18 <sup>th</sup> Avenue
22 Franklin Street	
241 West Market Street 1020 Broad Street	

; and

**WHEREAS**, the Director of Engineering hereby recommends to the Municipal Council that a contract for environmental professional services be awarded to Lewis Consulting Group, 2519 Highway 35 Building A, Suite 202, Manasquan, New Jersey 08736 for a term of one (1) year from the date of the issuance of a formal Notice to Proceed for Group #1 projects for an amount not to exceed \$49,831.57, and for Group #3 for an amount not to exceed \$37,202.35 for a combined, total amount not to exceed \$87,033.92; and

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), requires that notice of award of a professional services contract must be published in the newspaper; and

**WHEREAS**, the award of this contract through an RFQ/RFP process, constitutes a fair and open process pursuant to the Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-10.5 et seq.; and

**WHEREAS**, the Mayor of the City of Newark signed into law Executive Order Number MEO-07-0001, which requires reporting of political contributions to Newark Municipal Candidates and prohibits political contributions during the duration of the contract.

**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 Director of the Department of Engineering is hereby authorized on behalf of the City of Newark to execute a professional services contract (Contract # 04-2012PS) for Environmental Professional Services for eleven (11) locations (Group #1 and 3) in the City of Newark, NJ with Lewis Consulting Group, 2519 Highway 35 Building A, Suite 202, Manasquan, New Jersey 08736 for a combined, total amount not to exceed \$87,033.92.
2. Lewis Consulting Group has completed and submitted a City of Newark Political Contribution Disclosure Form, which certifies that, the Business Entity has not made any prohibited contributions to a political or candidate committee in the City of Newark in the previous one (1) year, and the contract will prohibit the Business Entity from making any contributions through the term of the contract.
3. The term of this contract shall be one (1) year from the date of issuance of a formal "Notice to Proceed" by the Director of Engineering.
4. No changes to this contract shall be allowed or authorized without prior Municipal Council approval.
5. There shall be no advance payments made against this contract in accordance with N.J.S.A. 40A:5-16.
6. A fully executed copy of the contract shall be filed in the Office of the City Clerk by the Director of Engineering.
7. This contract is awarded in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. and pursuant to a fair and open process in accordance with the Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.5 and in compliance with the Mayor's Executive Order on Pay-to-Play Reform (MEO-07-0001).
8. A copy of this action shall be printed in the local newspaper as required by law.
9. There is no required City of Newark funding for this project.
10. Funds for this contract in the amount of \$87,033.92 shall be provided by the Essex County Improvement Authority ("ECIA") through the Bank of New York Mellon and payments made for this project shall be monitored by the City of Newark, Department of Finance.

**STATEMENT**

This resolution authorizes the Mayor of the City of Newark and/or his designee, the Director of the Department of Engineering, on behalf of the City of Newark, to accept the proposal to execute Contract # 04-2012PS Renovations and Improvements to sixteen (16) Sales-Lease Back Public

Buildings, for Environmental Professional Services for eleven (11) locations (Group #1 and 3) in the City of Newark, New Jersey with Lewis Consulting Group, 2519 Highway 35, Building A, Suite 202, Manasquan, New Jersey 08736 for a total amount not to exceed \$87,033.92. The term of this contract shall be one (1) year from the date of issuance of a formal "Notice to Proceed" by the Director of Engineering.