



## Legislation Details (With Text)

**File #:** 12-2213      **Version:** 2      **Name:** Contract #07-2012PS Design and Preparation of Bid Documents for 110 Williams Street Dental Office Newark, NJ 07102

**Type:** Resolution      **Status:** Filed

**File created:** 11/15/2012      **In control:** Engineering

**On agenda:** 3/6/2013      **Final action:** 3/6/2013

**Title:** Dept/ Agency: Engineering  
Action: ☐ Ratifying ☒ Authorizing ☐ Amending  
Type of Service: Professional Services Contract  
Purpose: Professional Engineering/Architectural Services of Design and Preparation of Bid Documents and Construction Management Services  
Entity Name: CCMS Corporation  
Entity Address: 1670 Rt. 34 NorthN, Wall, New Jersey 07727  
Contract Amount: \$19,250.00  
Funding Source: Capital Development Dental Rehab Grant  
Contract Period: One (1) year after issuance of a formal 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:  
Proposals Received: 11  
Proposals Rejected: 0  
Contract #07-2012PS

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### Code sections:

Date	Ver.	Action By	Action	Result
3/6/2013	2	Municipal Council	Adopt	Pass

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**WHEREAS**, the Department of Engineering is in need of professional engineering/architectural services for the Design and Preparation of Bid Documents and Construction Management Services for the 110 William Street Dental Office Project: and

**WHEREAS**, the contracted services to be provided must be performed by engineers/architects licensed by the State of New Jersey, which are professional services and are exempt from the public bidding requirements of the Local Public Contracts Law, pursuant to N.J.S.A. 40A:11-5 (1)(a)(i); and

**WHEREAS**, on June 18, 2012, the Department of Engineering, City of Newark, advertised for responses to a Request for Proposals for Contract #07-2012PS, "Design and Preparation of Bid Documents and Construction Management Services for 110 William Street Dental Office, Newark, New Jersey 07102", pursuant to the Local Public Contracts Laws, N.J.S.A. 40A:11-1 et seq.; and

**WHEREAS**, on July 17, 2012, the advertised, scheduled date for the public opening of the cost proposals, eleven (11) proposals were received; and

**WHEREAS**, based upon a review of the proposals, the Director of the Department of Engineering, has determined that the cost proposal received from CCMS Corporation, 1670 Route 34 North,,Wall, New Jersey 07727, was the most advantageous to the City of Newark, cost and other factors considered and recommends that the Municipal Council award Contract #07-2012PS, "Design and Preparation of Bid Documents and Construction Management Services for 110 William Street Dental Office, Newark, New Jersey 07102," for the total not to exceed amount of \$19,250.00 (Design and Preparation of Bid Documents: \$11,000.00 and Construction Management Services: \$ **8,250.00** ); and

**WHEREAS**, the Request for Proposal process constitutes a fair and open process in accordance with State of New Jersey Pay-to-Play Law, N.J.S.A. 19:44-20.5; and

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

**WHEREAS**, CCMS Corporation, 1670 Route 34 North, Wall, New Jersey 07727, has completed and submitted a City Political Contribution Disclosure Form, which certifies that the Business Entity has not made any reportable contributions to a political or candidate committee in the City of Newark in the previous one year, and the contract will prohibit the Business Entity from making any reportable contributions though the term of the contract.

**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 Engineering is hereby authorized to enter into and execute a Professional Services Contract #07-2012PS, "Design and Preparation of Bid Documents and Construction Management Services for 110 William Street Dental Office, Newark, New Jersey", with CCMS Corporation, 1670 Route 34 N, Wall, New Jersey 07727, for a total amount not to exceed \$19,250.00 (Design

and Preparation of Bid Documents: \$11,000 and Construction Management Services: \$8,250.00 ).

2. Attached hereto is a certification of funds issued by the Chief Financial Officer, City of Newark, which states that there are available sufficient legally appropriated funds in the amount of \$19,250.00 for the purpose set forth hereinabove. Copies of the certification of funds shall be filed in the Office of the City Clerk by the Director of the Department of Engineering together with this resolution.
3. The term of this contract shall be one (1) year from the date a formal "Notice to Proceed" is issued by the Director of Engineering or his designee.
4. No amendments or modifications to this contract shall be allowed or authorized without prior Municipal Council approval.
5. A notice of this action shall be published in the newspaper as required by law within ten (10) days of its passage.
6. There shall be no advance payments made against this contract in accordance with N.J.A.C. 40A:5-16.
7. A fully executed copy of the contract shall be filed in the Office of the City Clerk by the Director of Engineering or his designee.
8. The request for proposal process pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq. complies with the award requirements under the 'Fair and Open' process of the State of New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.5, et seq. and is in compliance with the City of Newark Executive Order and Pay-to-Play (MEO-07-0001).
9. CCMS Corporation, has completed and submitted a City Political Disclosure Form which states that the Business Entity has not made any reportable contributions to a political or candidate committee in the City of Newark in the previous one year, and the contract shall prohibit the Business Entity from making any reportable contributions through the term of the contract.
10. By executing this contract, the Business Entity (CCMS Corporation), certifies that it has neither made nor will make a prohibited contribution in violation of any applicable federal or state laws, or City Ordinances, including but not limited to the Executive Order on Pay-to-Play Reform (MEO-07-0001) as may be amended from time to time. Any such failure shall constitute a breach of the Contract.
11. Funds for this contract in the amount of \$19,250.00, are provided from Fund: NW051, Department: G12, Project: 2H2K0, Account: 71280, Budget Year: B2012.

### **STATEMENT**

This resolution authorizes the Mayor and/or his designee, the Director of the Department of Engineering, to execute Professional Services Contract #07-2012PS, "Design and Preparation of Bid Documents and Construction Management Services for 110 William Street Dental Office, Newark,

New Jersey 07102" with CCMS Corporation, 1670 Route 34 North. Wall, New Jersey 07727, for the total amount not to exceed \$19, 250.00.