



Legislation Details (With Text)

File #: 14-0870 **Version:** 1 **Name:** 340b pharmaceutical
Type: Resolution **Status:** Filed
File created: 6/9/2014 **In control:** Health and Community Wellness
On agenda: 10/1/2014 **Final action:** 11/6/2014
Title: Dept/ Agency: Health and Community Wellness
Action: ☐ Ratifying ☒ Authorizing ☐ Amending
Type of Service: [Competitive Contracting - for the operation, management or administration of recreation or social service facilities or programs
Purpose: Resolution authorizing the use of competitive contracting
Entity Name: City of Newark Department of Health and Community Wellness
Entity Address: 110 William Street, Newark, New Jersey 07102
Contract Amount: n/a
Funding Source: n/a
Contract Period: n/a
Contract Basis: ☐ Bid ☐ State Vendor ☐ Prof. Ser. ☐ EUS
☐ Fair & Open ☐ No Reportable Contributions ☐ RFP ☐ RFQ
☐ Private Sale ☐ Grant ☐ Sub-recipient ☒ N/A
Additional Information:
Pursuant to the Competitive Contracting provisions of State Local Public Contracts Law (N.J.S.A. 40A:11-4.1(b) (2), for 340B Services (Discount Pharmaceutical Purchases) for the Federally Qualified Health Center.
Deferred 7R2-a 100114
Deferred 7R2-a 101514
Failed 7R2-a (s) 102114

Sponsors: Gayle Chaneyfield Jenkins, John Sharpe James

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
11/6/2014	1	Municipal Council	Adopt	Pass
10/21/2014	1	Municipal Council	Adopt	Pass
10/15/2014	1	Municipal Council	Defer to a Special Meeting	Pass
10/1/2014	1	Municipal Council	Defer	Pass

Dept/ Agency: Health and Community Wellness

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WHEREAS, the City of Newark is in need of procuring a vendor to design, implement, operate, manage and administrate a customized 340B program, including consultation on processes and software to support the evaluation, planning and implementation, dispensing, inventory control, replenishment, reporting and auditing of 340B program and other pharmacy transactions to eligible patients consistent with Federal and State Laws and Guidelines for the City of Newark Department of Health and Community Wellness, Federally Qualified Health Centers; and

WHEREAS, N.J.S.A. 40A:11-4.1 b (2) , specifically authorizes municipalities to use competitive contracting for the hiring of a for-profit or a not-for-profit entity incorporated under Title 15A of the New Jersey Statutes for the purpose of: the operation, management or administration of a social service facilities or programs; and

WHEREAS, pursuant to N.J.S.A. 40A:11-4.3 (a), in order to initiate competitive contracting, the Municipal Council must pass a resolution authorizing the use of competitive contracting each time specialized goods or services are desired to be contracted; and

WHEREAS, the competitive contracting process shall be administered by the Business Administrator and/or the Purchasing Agent, on behalf of the Department of Health and Community Wellness pursuant to N.J.S.A. 40A:11-4.3 (b) and any contract awarded under this process shall be made by resolution of the Municipal Council, subject to the provisions of subsection e. of N.J.S.A. 40A:11-4.5.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The Municipal Council hereby authorizes the use of competitive contracting pursuant to N.J.S.A. 40A:11-4.1 et seq., to procure specialized goods and services related to 340B program, specifically, to procure a vendor to design, implement, operate, manage and administrate a customized 340B program, including consultation on processes and software to support the evaluation, planning and implementation, dispensing, inventory control, replenishment, reporting and auditing of 340B program and other pharmacy transactions to eligible patients consistent with Federal and State Laws and Guidelines for the City of Newark Department of Health and Community Wellness, Federally Qualified Health Centers.
2. The award of such a contract(s) shall be by resolution and approval of the Municipal Council.
3. The competitive contracting process shall be administered by the Business Administrator and/or the Purchasing Agent on behalf of and with the assistance of the Department of Health and Community Wellness pursuant to N.J.S.A.40A:11-4.3 (b).

STATEMENT

Resolution authorizing the use of competitive contracting pursuant to N.J.S.A. 40A:11-4.1, et seq., to procure a vendor to design, implement, operate, manage and administrate a customized 340B program, including consultation on processes and software to support the evaluation, planning and implementation, dispensing, inventory control, replenishment, reporting and auditing of 340B program and other pharmacy transactions to eligible patients consistent with Federal and State Laws and Guidelines for the City of Newark Department of Health and Community Wellness, Federally Qualified Health Centers.