

City of Newark

City Hall 920 Broad Street Newark, New Jersey 07102

Legislation Details (With Text)

14-138	4 · ·	Version:	1	Name:	Construction of a New Building o Parcel located at 502-504 Clintor New Jersey	n a City-Owned
Resolut	tion			Status:	Filed	
9/2/201	14			In control:	Engineering	
11/6/20)14			Final action:	11/6/2014	
Action: () Ratifying (X) Authorizing (X) Amending Type of Service: Change Order Purpose: Design and Preparation of Bid Documents and Construction Management/Administration for the Construction of a New Building on a City-Owned Parcel located at 502-504 Clinton Avenue, Newark, New Jersey Entity Name: Netta Architects Entity Address: 1084 Route 22 West, Mountainside, New Jersey 07092 Contract Amount: \$86,000.00 (with an increase of \$35,000.00 for a total amount of \$121,000.00) Funding Source: City of Newark/Department of Engineering Budget Contract Period: April 24, 2014 through April 23, 2015 Contract Basis: () Bid () State Vendor (X) Prof. Ser. () EUS () Fair & Open () No Reportable Contributions () RFP () RFQ () Private Sale () Grant () Sub-recipient () n/a Additional Information: Contract #02-2014PS						
Counci	I of the W	hole				
Ver. A	ction By			Act	on	Result
1 M	lunicipal (Council		Add	opt	Pass
atifying ce: Ch ign and iction o Jersey Netta	g (X) A lange Oi l Prepar of a New Architec	rder ation of Buildino ts	Bid [g on a	Documents ar a City-Owned	nd Construction Management Parcel located at 502-504 Cl	
	Resolu 9/2/201 11/6/20 Dept/ A Action: Type of Purpos the Con Rewark Entity A Contrac Contrac () Fai () Priv Addition Contrac 7R4-b Counci Ver. A 1 N Engin atifying ce: Ch ign and othersey Netta	Resolution 9/2/2014 11/6/2014 Dept/ Agency: Election: () Ratification: Newark, New Jeen Entity Name: New Entity Address: Contract Amounts Funding Source: Contract Period: Contract Basis: () Fair & Open () Private Sale Additional Inform Contract #02-2077R4-b 031914 Council of the Work Municipal (Engineering atifying (X) Action By 1 Municipal (Engineering atifying (X) Action of a New Jersey Netta Architection of a New Jersey Netta Architection () Ratification () Action By 1 Municipal () Action By 2 Municipal () Action By 3 Muni	Resolution 9/2/2014 11/6/2014 Dept/ Agency: Engineerin Action: () Ratifying () Type of Service: Change Purpose: Design and Prethe Construction of a New Newark, New Jersey Entity Name: Netta Architentity Address: 1084 Rou Contract Amount: \$86,000 Funding Source: City of Contract Period: April 24, Contract Basis: () Bid () Fair & Open () No () Private Sale () Grant Additional Information: Contract #02-2014PS 7R4-b 031914 Council of the Whole Ver. Action By 1 Municipal Council Engineering atifying (X) Authoriz Ce: Change Orderign and Preparation of a New Building Dersey Netta Architects	Resolution 9/2/2014 11/6/2014 Dept/ Agency: Engineering Action: () Ratifying (X) Auth Type of Service: Change Order Purpose: Design and Preparation the Construction of a New Build Newark, New Jersey Entity Name: Netta Architects Entity Address: 1084 Route 22 Contract Amount: \$86,000.00 (v Funding Source: City of Newar Contract Period: April 24, 2014 Contract Basis: () Bid () Sta () Fair & Open () No Repor () Private Sale () Grant (Additional Information: Contract #02-2014PS 7R4-b 031914 Council of the Whole Ver. Action By 1 Municipal Council Engineering atifying (X) Authorizing ce: Change Order ign and Preparation of Bid Inction of a New Building on allersey Netta Architects	Resolution 9/2/2014 11/6/2014 Final action: Dept/ Agency: Engineering Action: () Ratifying (X) Authorizing (X) Ar Type of Service: Change Order Purpose: Design and Preparation of Bid Docum the Construction of a New Building on a City-Ov Newark, New Jersey Entity Name: Netta Architects Entity Address: 1084 Route 22 West, Mountain Contract Amount: \$86,000.00 (with an increase Funding Source: City of Newark/Department of Contract Period: April 24, 2014 through April 23 Contract Basis: () Bid () State Vendor (X) () Fair & Open () No Reportable Contributic () Private Sale () Grant () Sub-recipient Additional Information: Contract #02-2014PS 7R4-b 031914 Council of the Whole Ver. Action By Acti Engineering atifying (X) Authorizing (X) Amendin Ce: Change Order Ign and Preparation of Bid Documents ar Inction of a New Building on a City-Owned Dersey	Construction of a New Building on Parcel located at 502-504 Clintor New Jersey Resolution Status: Filed 9/2/2014 In control: Engineering 11/6/2014 Pept/ Agency: Engineering Action: () Ratifying (X) Authorizing (X) Amending Type of Service: Change Order Purpose: Design and Preparation of Bid Documents and Construction Management the Construction of a New Building on a City-Owned Parcel located at 502-504 Clin Newark, New Jersey Entity Name: Netta Architects Entity Address: 1084 Route 22 West, Mountainside, New Jersey 07092 Contract Amount: \$86,000.00 (with an increase of \$35,000.00 for a total amount of Funding Source: City of Newark/Department of Engineering Budget Contract Period: April 24, 2014 through April 23, 2015 Contract Basis: () Bid () State Vendor (X) Prof. Ser. () EUS () Private Sale () Grant () Sub-recipient () n/a Additional Information: Contract #02-2014PS 7R4-b 031914 Council of the Whole Ver. Action By Action 1 Municipal Council Adopt Engineering attifying (X) Authorizing (X) Amending ce: Change Order gin and Preparation of Bid Documents and Construction Management ction of a New Building on a City-Owned Parcel located at 502-504 Clersey Netta Architects

File #: 14-1384, Version: 1

7R4-b 031914

WHEREAS, Resolution 7R4-b, adopted March 19, 2014, authorized the Director of the Department of Engineering to execute Contract #02-2014PS Design and Preparation of Bid Documents and Construction Management/Administration for the Construction of a New Building on a City-Owned Parcel located at 502-504 Clinton Avenue, Newark, New Jersey, with Netta Architects, 1084 Route 22 West, Mountainside, New Jersey 07092, in the amount of \$86,000.00; and

WHEREAS, a 'Notice to Proceed' for Contract #02-2014PS was issued specifying April 24, 2014 as the effective date of the contract and ending on April 23, 2015; and

WHEREAS, after the completion of Phase 1 - Assessment, two (2) items were discovered an underground storage tank (See Attachment A) that need to be addressed before this project can more to Phase II; and

WHEREAS, the Director of the Department of Engineering desires to amend Contract #02-2014PS to an increase of \$35,000.00, in the total amount of the contract, thereby amending it from an amount not to exceed \$86,000.00 to \$121,000.00; and

WHEREAS, the contracted services 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, this contract amendment is being awarded as a non-fair and open contract pursuant to the Pay-to-Play Executive Order and in accordance with the Local Pay-to-Play Law, N.J.S.A. 19:44A-20.5 and in compliance with the Contractor Pay-to-Play Ordinance, 6PSF-a, August 1, 2012.

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

- 1. The Mayor and/or his designee and the Director of Engineering are hereby authorized to execute Amendment #1 to Contract #02-2014PS Design and Preparation of Bid Documents and Construction Management/Administration for the Construction of a New Building on a City-Owned Parcel located at 502-504 Clinton Avenue, Newark, New Jersey, with Netta Architects, 1084 Route 22 West, Mountainside, New Jersey 07092, to amend the contract as follows: an increase of \$35,000.00 in the total amount of the contract, thereby amending it from an amount not to exceed \$86,000.00 to \$121,000.00.
- 2. Attached hereto is the Certification of Funds with available balances issued by the Chief Financial Officer, City of Newark, which states that there are available sufficient legally appropriated funds for the purpose set forth hereinabove, in the amounts of \$86,000.00 and \$35,000.00.
 - Funds for this project shall be from Fund: 045, Department: 012, Project: 12A10, Account: 94710, Budget Year: B2012 and Fund: 045, Department: 13G, Project: 13A10, Account: 94710, Budget Year: B2007.
- All other terms and conditions of Contract #02-2014PS Design and Preparation of Bid Documents and Construction Management/Administration for the Construction of a New Building on a City-Owned Parcel located at 502-504 Clinton Avenue, Newark, New Jersey, shall

apply and remain in force and effect...

- 4. A fully executed copy of Amendment #1 to Contract #02-2014PS Design and Preparation of Bid Documents and Construction Management/Administration for the Construction of a New Building on a City-owned parcel located at 502-504 Clinton Avenue, Newark, New Jersey shall be filed in the Office of the City Clerk by the Director of the Department of Engineering.
- 5. No further amendments or modifications to this amended contract shall be permitted without prior Municipal Council approval.
- 6. There shall be no advance payments made against this contract in accordance with N.J.A.C. 40A:5-16.
- 7. Notice of the award of this contract amendment shall be published in a newspaper within 10 days of adoption.
- 8. Netta Architects has completed and submitted a Business Entity Disclosure Certification and an updated City Political Disclosure Statement and a Certification of Compliance with the Contractor Pay-to-Play Ordinance, which certifies that the Business Entity, as defined therein, has not made any prohibited contributions to a political or candidate committee in the City of Newark or the County of Essex in the previous one year, and the contract will prohibit Netta Architects, from making any prohibited contributions through the term of the contract.
- 9. This amendment to a professional service contract is awarded under the provisions of the Local Public Contracts Law N.J.S.A. 40A:11-5(1)(a)(i), and pursuant to the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44-20.5 as a 'Non-Fair and Open Contract', and in compliance with Executive Order (MEO-07-0001) effective March 31, 2007 and the Contractor Pay-to-Play Ordinance, 6PSF-a, 080112.

STATEMENT

This resolution authorizes the Mayor and/or his designee and the Director of Engineering, to execute Amendment #1 to Contract #02-2014PS Design and Preparation of Bid Documents and Construction Management/Administration for the Construction of a New Building on a City-Owned Parcel located at 502-504 Clinton Avenue, Newark, New Jersey, to amend the contract as follows: an increase of \$35,000.00 in the total amount of the contract, thereby amending it from an amount not to exceed \$86,000.00 to \$121,000.00, with Netta Architects, 1084 Route 22 West, Mountainside, New Jersey 07092.

File #: 14-1384, Version: 1