



## Legislation Details (With Text)

**File #:** 17-0959      **Version:** 1      **Name:** GZA GeoEnvironmental, Inc. Professional Services Contract  
**Type:** Resolution      **Status:** Adopted  
**File created:** 5/10/2017      **In control:** Economic and Housing Development  
**On agenda:** 6/21/2017      **Final action:** 6/21/2017

**Title:** Dept/ Agency: Economic and Housing Development  
Action: ☐ Ratifying ☒ Authorizing ☐ Amending  
Type of Service: Professional Services Contract  
Purpose: Professional Services Agreement for the Provision of Licensed Site Remediation Professional Services  
Entity Name: GZA GeoEnvironmental, Inc.  
Entity Address: 55 Lane Road, Suite 407, Fairfield, New Jersey, 07004  
Contract Amount: Amount not to exceed \$182,125.00  
Funding Source: Community Development Block Grant and Communitywide Brownfield Assessment Grant Funds  
Contract Period: One year from the date of issuance of a Notice to Proceed by the Deputy Mayor/Director of the Department of Economic and Housing Development  
Contract Basis: ☐ Bid ☐ State Vendor ☒ Prof. Ser. ☐ EUS  
☐ Fair & Open ☐ No Reportable Contributions ☒ RFP ☐ RFQ  
☐ Private Sale ☐ Grant ☐ Sub-recipient ☐ n/a  
Additional Information:

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
6/21/2017	1	Municipal Council	Adopt	Pass

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**Additional Information:**

**WHEREAS**, the City of Newark, Department of Economic and Housing Development, published on the City of Newark's website on April 19, 2016, a Request for Proposals for Environmental Engineering and Licensed Site Remediation Professional Services ("LSRP"); and

**WHEREAS**, the intent of this Request for Proposals was to select multiple firms capable of providing LSRP services for assignment to city-owned sites, with known contamination, and in order to bring the sites into compliance; and

**WHEREAS**, the selected firm(s) will be required to submit site-specific work authorizations, reflective of circumstances unique to their assigned site, for the performance of work at the cost identified for such services as set forth in the selected firm(s) response to the City's Request for Proposals; and

**WHEREAS**, the City of Newark received a total of twenty-six (26) proposals in response to its request; and

**WHEREAS**, GZA GeoEnvironmental, Inc., 55 Lane Road, Suite 407, Fairfield, New Jersey, 07004, submitted a proposal dated May 19, 2016, that included pay items for a variety of services, which services may be required depending upon the unique circumstances of the site to which it is assigned; and

**WHEREAS**, GZA GeoEnvironmental, Inc., upon the award of a contract for LSRP Services, shall be required to submit site-specific work authorizations, to be approved in writing by the City in advance of the undertaking of any work, therefore, the City has determined to fund that portion of the work anticipated to receive such approval in a total amount not to exceed \$182,125.00 (One Hundred Eighty Two Thousand One Hundred Twenty Five Dollars and Zero Cents); and

**WHEREAS**, it was found, based upon an evaluation of the respondent's understanding of the requested work, knowledge, technical competence, management, experience, personnel qualifications, ability to complete the services in a timely manner and price, to be in the best interest of the City of Newark to accept the proposal of GZA GeoEnvironmental, Inc., for the purpose of providing LSRP Services; and

**WHEREAS**, the City of Newark, Department of Economic and Housing Development, desires to enter into a Professional Services Agreement with GZA GeoEnvironmental, Inc., to provide LSRP Services, in an amount not to exceed \$182,125.00 (One Hundred Eighty Two Thousand One Hundred Twenty Five Dollars and Zero Cents), for a period of one year from the date of issuance of a Notice to Proceed by the Deputy Mayor/Director of the Department of Economic and Housing Development. Eligible activities shall be funded from the United States Department of Housing and Urban Development, Community Development Block Grant, and the United States Environmental Protection Agency, Communitywide Brownfield Assessment Grant, and/or other third party funds; and

**WHEREAS**, LSRP Services are professional services, exempt from the requirement for public bidding, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i); and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that notice of the award of contracts for "Professional Services" without competitive bidding must be published in a local newspaper; and

**WHEREAS**, this contract is for an amount over \$17,500.00 and is being awarded pursuant to N.J.S.A. 19:44A-20.5. GZA GeoEnvironmental, Inc. has completed and submitted a Business Entity Disclosure Certification (attached hereto and made a part hereof) which certifies that GZA GeoEnvironmental, Inc. has not made any reportable contributions to a political or candidate committee in the City of Newark in the previous one year and the amendment to the Professional Services Agreement will prohibit GZA GeoEnvironmental, Inc. from making any reportable contributions through the term of the agreement; and

**WHEREAS**, the Municipal Council adopted the Contractor Pay-to-Play Reform Ordinance, R.O. 2:4-22C, which forbids the award of a contract to a Business Entity, as defined therein, which has made or solicited political contributions to Newark Municipal Candidates, office holders having ultimate responsibility for the award of a contract; candidate committees of the aforementioned candidates; and political or political party committees of the City of Newark or County of Essex; and continuing political committees or political action committees regularly engaged in the support of the City of Newark municipal or County of Essex elections; and certain other political party or candidate committees, in excess of certain thresholds.

**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 Deputy Mayor/ Director of the Department of Economic and Housing Development, are authorized and directed to enter into and execute a Professional Services Agreement with GZA GeoEnvironmental, Inc., 55 Lane Road, Suite 407, Fairfield, New Jersey, 07004, to provide Licensed Site Remediation Professional Services in a total amount not to exceed One Hundred and Eighty-Two Thousand, One Hundred Twenty-Five Dollars and Zero Cents (\$181,125.00).

2. The term of this contract shall be for the period of one (1) year from the date of issuance of a Notice to Proceed by the Director of the Department of Economic and Housing Development.

3. This contract is being awarded pursuant to the 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 Contracts Law (N.J.S.A. 40A:11-5(1)(a)(i)); is in compliance with the City's Contractor Pay-to-Play Reform Ordinance, R.O. 2:4-22C.

4. Attached hereto is a Certification of Funds from the Finance Director of the City of Newark, which states (1) that there are sufficient funds in the amount of \$182,125.00, for the purpose set forth herein above and (2) that the line appropriations which shall be charged are as follows:

<u>Bus. Unit</u>	<u>Dept. ID</u>	<u>Div./Proj.</u>	<u>Activity</u>	<u>Acct. #</u>	<u>Budget Ref.</u>
NW027	A15	EC5D0	A	72090	B2015
NW051	G12	D12U0	A	72090	B2012

5. The Deputy Mayor/Director of the Department of Economic and Housing Development shall file a fully executed copy of this Agreement and Notice to Proceed in the Office of the City Clerk.

6. There shall be no advance payments against this contract pursuant to N.J.S.A. 40A:5-

16.

7. A notice of this action 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 authorizes the Mayor and/or his designee, the Deputy Mayor/Director of the Department of Economic and Housing Development to enter into and execute a Professional Services Agreement with GZA GeoEnvironmental, Inc., 55 Lane Road, Suite 407, Fairfield, New Jersey, 07004, to provide Licensed Site Remediation Professional Services at a site(s) to be assigned by the City, in a total contract amount not to exceed One Hundred and Eighty-Two Thousand, One Hundred Twenty-Five Dollars and Zero Cents (\$182,125.00), for the period of one (1) year from the date of issuance of a Notice to Proceed by the Deputy Mayor/Director of the Department of Economic and Housing Development.