



## Legislation Details (With Text)

**File #:** 19-1180      **Version:** 1      **Name:** WEY Service agreement UASI FY17  
**Type:** Resolution      **Status:** Adopted  
**File created:** 7/12/2019      **In control:** Public Safety  
**On agenda:** 11/7/2019      **Final action:** 11/7/2019  
**Title:** Dept/ Agency: Public Safety/Office of Emergency Management  
Action: ☒ Ratifying ☒ Authorizing ☐ Amending  
Type of Service: Exception to Public Bidding - N.J.S.A. 40A:11-5(1)(dd)  
Purpose: To ensure interconnectivity between the City's Emergency Operations Center (EOC), the City's Mobile EOC, and state and federal agencies.  
Entity Name: WEY Technology, Inc.  
Entity Address: 15 W 38th Street, Suite 809, New York, New York 10018  
Contract Amount: \$59,096.69  
Funding Source: New Jersey Office of Homeland Security and Preparedness (OHSP)  
Contract Period: April 1, 2019 through March 31, 2020  
Contract Basis: ☐ Bid ☐ State Vendor ☐ Prof. Ser. ☐ EUS  
☐ Fair & Open ☐ No Reportable Contributions ☐ RFP ☐ RFQ  
☐ Private Sale ☒ Grant ☐ Sub-recipient ☐ N/A  
Additional Information:  
Funds accepted by Resolution 7R9-c adopted on January 10, 2018; Governmental Services Administration Contract GS-35F-130DA; no municipal funds required.  
**Sponsors:** Council of the Whole

### Indexes:

### Code sections:

Date	Ver.	Action By	Action	Result
11/7/2019	1	Municipal Council	Adopt	Pass

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**WHEREAS**, by Resolution 7R9-c adopted on January 10, 2018, the Newark Municipal Council authorized the acceptance of grant funding in the amount of \$1,722,500.00 from the New Jersey

Office of Homeland Security and Preparedness for approved projects from the FFY17 Urban Areas Security Initiative (UASI-Local Share) Grant Program; and

**WHEREAS**, the City of Newark, Department of Public Safety, Office of Emergency Management (OEM), wishes to utilize a portion of the above described grant funds to enter into a Systems Maintenance and Service Level Agreement (SLA) for the maintenance of the video-wall controller to ensure interconnectivity between the City's Emergency Operations Center (EOC), the City's Mobile EOC, and state and federal agencies; and

**WHEREAS**, the State 2004 Appropriations Act, P.L. 2004, c. 71, and as described by the Division of Local Government Services in Local Finance Notices 2004-21 and further reiterated as option No. 4 in Local Finance Notice 2009-20, allows local units to purchase goods from certain federal government contracts without the requirement for public bidding pursuant to the Local Public Contracts Law, and through this Resolution and properly executed contracts, the City of Newark plans to use such contracts to maintain the video-wall controller to ensure interconnectivity between the City's EOC, the City's Mobile EOC, and state and federal agencies; and

**WHEREAS**, the Director of OEM concludes that bidding is not practicable in order to meet acquisition timing; and

**WHEREAS**, the desired items are not available through a State contract or other in-state procurement process; and

**WHEREAS**, N.J.S.A. 52:34-10.6 authorizes the City to purchase equipment paid for or reimbursed by federal funds awarded by the United States Department of Homeland Security without public bidding if the contractor either (1) is a holder of a current State contract for the equipment, or (2) is participating in a federal procurement program established by a federal department or agency, or (3) has been approved by the State Treasurer in consultation with the New Jersey Domestic Security Preparedness Task Force; and

**WHEREAS**, WEY Technology, Inc. was awarded Government Services Administration Contract Number GS-35F-130DA for "General Purpose Commercial Information Technology Equipment, Software and Services"; and

**WHEREAS**, WEY Technology, Inc. has presented a proposal to OEM, whereby WEY Technology Inc. will maintain the video-wall controller to ensure interconnectivity between the City's EOC, the City's Mobile EOC, and state and federal agencies; and

**WHEREAS**, the total amount not to exceed \$59,096.69 covers the SLA from April 1, 2019 through March 31, 2020; and

**WHEREAS**, WEY Technology Inc. has represented that it is qualified by its experience and reputation for reliability and longevity to provide maintenance of the City's EOC video-wall controller in a manner that is consistent with the terms and conditions set forth in the SLA; and

**WHEREAS**, OEM desires to enter into a SLA with WEY Technology Inc. to maintain the City EOC's video-wall controller at a cost not to exceed \$59,096.69.

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF**

**NEWARK, NEW JERSEY, THAT:**

1. The Mayor and or his designees, the Directors of Public Safety and Office of Emergency Management, are authorized to enter into a Systems Maintenance and Service Level Agreement (SLA) with WEY Technology Inc., 15 W 38th Street, Suite 809, New York, New York 10018, to maintain the video-wall controller to ensure interconnectivity between the City's Emergency Operations Center (EOC), the City's Mobile EOC, and state and federal, at a cost not to exceed \$59,096.69 from April 1, 2019 through March 31, 2020.
2. The contract is ratified from April 1, 2019 to the date of adoption of this resolution.
3. No municipal funds shall be required, as the project is fully funded through New Jersey Office of Homeland Security and Preparedness, FFY17 Urban Areas Security Initiative (UASI-Local Share) Grant Program.
4. There shall be no advance payment on this contract in accordance with N.J.S.A. 40A:5-16.
5. There shall be no amendment of this contract without the approval of the Newark Municipal Council by resolution.
6. Attached is the Certification of Funds issued by the Director of Finance which states that there are available sufficient legally appropriated funds in the amount of \$59,096.69 from Business Unit NW051, Department G18, Division/Project P18F0, Activity A, Account # 71280, and Budget Reference B2018; for the purposes set forth herein above.
7. The Director of OEM shall file a duly executed copy of the contract in the Office of the City Clerk.

**STATEMENT**

This Resolution ratifies and authorizes the Mayor and/or his designees, the Directors of the Department of Public Safety and Office of Emergency Management (OEM), to enter into a Systems Maintenance and Service Level Agreement (SLA) with WEY Technology, Inc., 15 W 38th Street, Suite 809, New York, New York 10018, to maintain the video-wall controller to ensure interconnectivity between the City's Emergency Operations Center (EOC), the City's Mobile EOC, and state and federal, at a cost not to exceed \$59,096.69 from April 1, 2019 through March 31, 2020.