

Version: 1

## City of Newark

City Hall 920 Broad Street Newark, New Jersey 07102

## Legislation Details (With Text)

22-0	166	Version:	1	Name:	Resolution: Nicole J. Ra	afanello, PH D. (2022-2023)
Resc	olution			Status:	Adopted	
2/4/2	2022			In control:	Public Safety	
8/3/2	2022			Final action:	8/3/2022	
Action Type Purp Entity Cons Entity Cont Fund 7121 Cont ( ) F	on: (X) Rate of Service to Service Service Service to Service S	tifying (Xe: Profess rovide Clini licole J. Ravices: 91 Washunt: Not to be: 2022 Butter (1) Biden (X) Note (1) Grant (2) Grant (3) Rote (1) Grant (3) Rote (1) Grant (3) Rote (1) Grant (3) Rote (3) Rote (3) Rote (4) Grant (4) Rote (5) Rote (5) Rote (5) Rote (6) Grant (5) Rote (6) Grant (5) Rote (6) Rote (6) Rote (6) Rote (6) Rote (7) R	X) Authsional Sical anafanellahington exceeudget/E 2022 t ( ) Sta	norizing ( ) A Service Contract d Forensic Psyc o, Ph.D., CFPCS Street, Morristo d \$100,000.00 Department of P hrough March 3 ate Vendor (X) table Contribution	chological and Consulting S, LLC, d/b/a Clinical and own, New Jersey 07960 ublic Safety, Division of Po 1, 2023 Prof. Ser. ( ) EUS ons ( ) RFP ( ) RFQ	Forensic Psychological and
Cour	ncil of the \	Whole				
Ver.	Action By			Act	ion	Result
1	Municipa	I Council		Ad	opt	Pass
atifyir ce: Forovid Nicol- rvices ss: 9 ount: ce: 2	ng (X) Professio de Clinica le J. Rafa s 1 Washir Not to e 2022 Bud	Authorizonal Serval and Foanello, Phagton Strexceed \$1get/Depa	ing ice Corension.D., Creet, M 100,0 artme	( ) Amendir contract c Psychologic CFPCS, LLC, Morristown, N 00.00 nt of Public S	cal and Consulting Se d/b/a Clinical and Fo ew Jersey 07960 rafety, Division of Poli	rensic Psychological and
	Resc 2/4/2 8/3/2 Dept Actic Type Purp Entit Cont Cont ( ) F Addi Cour Ver. 1 Publ atifyir ce: F provice Nicol rvices Ss: 9 Ount: rce: 2 od: A	Action: (X) Ra Type of Service Purpose: To pr Entity Name: N Consulting Ser Entity Address: Contract Amout Funding Sourc 71210-B2022 Contract Period Contract Basis ( ) Fair & Ope ( ) Private Sal Additional Infor Council of the N  Ver. Action By  1 Municipa  Public Safety atifying (X) ce: Profession provide Clinica Nicole J. Rafa rvices ss: 91 Washir Dunt: Not to e rce: 2022 Bud  od: April 1, 2	Resolution 2/4/2022 8/3/2022  Dept/ Agency: Public Saf Action: (X) Ratifying (X) Type of Service: Profess Purpose: To provide Clin Entity Name: Nicole J. Raconsulting Services Entity Address: 91 Wash Contract Amount: Not to Funding Source: 2022 But 71210-B2022 Contract Period: April 1, Contract Basis: ( ) Bid ( ) Fair & Open (X) No ( ) Private Sale ( ) Grand Additional Information: Council of the Whole  Ver. Action By  1 Municipal Council Public Safety/Division atifying (X) Authoriz Ce: Professional Servorovide Clinical and Found Nicole J. Rafanello, Plantices Sec. 91 Washington Structure Council April 1, 2022 through Cod: April 1, 20	Resolution 2/4/2022  8/3/2022  Dept/ Agency: Public Safety/Div Action: (X) Ratifying (X) Auth Type of Service: Professional Services: To provide Clinical and Entity Name: Nicole J. Rafanello Consulting Services Entity Address: 91 Washington Contract Amount: Not to excee Funding Source: 2022 Budget/E71210-B2022 Contract Period: April 1, 2022 the Contract Basis: ( ) Bid ( ) State ( ) Fair & Open (X) No Report ( ) Private Sale ( ) Grant ( Additional Information: Council of the Whole  Ver. Action By  1 Municipal Council  Public Safety/Division of Potatifying (X) Authorizing ce: Professional Service Corovide Clinical and Forensic Nicole J. Rafanello, Ph.D., Greices Sec. 91 Washington Street, Norvices Sec. 91 Washington Street, Norvices Contract Period: April 1, 2022 through Morce: 2022 Budget/Department	Resolution  2/4/2022  8/3/2022  Final action:  Dept/ Agency: Public Safety/Division of Police Action: (X) Ratifying (X) Authorizing () A Type of Service: Professional Service Contract Purpose: To provide Clinical and Forensic Psyc Entity Name: Nicole J. Rafanello, Ph.D., CFPCS Consulting Services  Entity Address: 91 Washington Street, Morristo Contract Amount: Not to exceed \$100,000.00  Funding Source: 2022 Budget/Department of Pr 71210-B2022  Contract Period: April 1, 2022 through March 3 Contract Basis: () Bid () State Vendor (X) () Fair & Open (X) No Reportable Contribution () Private Sale () Grant () Sub-recipient Additional Information:  Council of the Whole  Ver. Action By Act  1 Municipal Council Additional Information:  Council of the Whole  Ver. Action By Act  1 Council of the Whole  Ver. Action By Act  2 Professional Service Contract  2 Professional Service Contract  3 Provide Clinical and Forensic Psychologic Nicole J. Rafanello, Ph.D., CFPCS, LLC, rvices  3 Services  3 Service Service Street, Morristown, Notunt: Not to exceed \$100,000.00  3 Professional Service Service Service Services  4 Public Safety/Department of Public Services  5 Servi	Resolution  2/4/2022  In control: Public Safety  8/3/2022  Dept/ Agency: Public Safety/Division of Police Action: (X) Ratifying (X) Authorizing () Amending Type of Service: Professional Service Contract Purpose: To provide Clinical and Forensic Psychological and Consulting Entity Name: Nicole J. Rafanello, Ph.D., CFPCS, LLC, d/b/a Clinical and Consulting Services Entity Address: 91 Washington Street, Morristown, New Jersey 07960 Contract Amount: Not to exceed \$100,000.00 Funding Source: 2022 Budget/Department of Public Safety, Division of Police Total Period: April 1, 2022 through March 31, 2023 Contract Period: April 1, 2022 through March 31, 2023 Contract Basis: () Bid () State Vendor (X) Prof. Ser. () EUS () Fair & Open (X) No Reportable Contributions () RFP () RFQ () Private Sale () Grant () Sub-recipient () N/A Additional Information: Council of the Whole  Ver. Action By Action  1 Municipal Council Adopt  Public Safety/Division of Police atifying (X) Authorizing () Amending Ce: Professional Service Contract provide Clinical and Forensic Psychological and Consulting Se Nicole J. Rafanello, Ph.D., CFPCS, LLC, d/b/a Clinical and Forensics Si: 91 Washington Street, Morristown, New Jersey 07960

WHEREAS, the City of Newark, Department of Public Safety has a need to acquire psychological services concerning consultations and evaluations for fitness for duty, pre-employment exams and Post-Critical Incident Interventions for employees of the Department of Public Safety, Police and Fire Divisions; and

**WHEREAS,** the Contractor, Nicole J. Rafanello, Ph.D., CFPCS Limited Liability Company, d/b/a Clinical and Forensic Psychological and Consulting Services, 91 Washington Street, Morristown, New Jersey 07960, has represented that she is qualified by her training and experience to provide the required services in the manner and on the terms and conditions set forth in the proposed contract; and

**WHEREAS**, the Business Administrator and the Director of the Department of Public Safety have determined and certified in writing that the value of this agreement will exceed \$17,500.00; and

WHEREAS, this contract is being awarded without competitive bidding as a "Professional Service" contract pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), because the services will be performed by an individual who is authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study; and

**WHEREAS**, the actions contemplated by this Resolution shall result in the award of a "Non-Fair and Open" contract in accordance with <u>N.J.S.A</u>. 19:44A-20.5 and is in compliance with the City's Ordinance on Pay-to-Play 2:4-22C.1; and

WHEREAS, Nicole J. Rafanello, Ph.D., CFPCS Limited Liability Company, d/b/a Clinical and Forensic Psychological and Consulting Services, has completed and submitted a City of Newark Political Contribution Disclosure Form and a Business Entity Disclosure Certificate certifying that she has not made any reportable contributions to a political or candidate committee in the City of Newark in the previous one (1) year, and that the contract will prohibit Nicole J. Rafanello, Ph.D., CFPCS, Limited Liability Company, D/B/A Clinical and Forensic Psychological and Consulting Services, from making any reportable contributions through 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 of the city of Newark and/or his designees, the Business Administrator and/or the Director of the Department of Public Safety, are authorized to enter into and execute a contract with Nicole J. Rafanello, Ph.D., CFPCS Limited Liability Company, d/b/a the Clinical and Forensic Psychological and Consulting Services, 91 Washington Street, Morristown, New Jersey 07960, to provide psychological services, including evaluations for fitness for duty, pre-employment examinations, re-evaluations, recruit screening, post-critical incident interventions, related testing, medical consultations and expert testimony for the Department of Public Safety, Police and Fire Divisions, for an amount not to exceed One Hundred Thousand Dollars and Zero Cents (\$100,000.00), for the period of April 1, 2022 through March 31, 2023.
- 2. The Municipal Council hereby ratifies this contract from April 1, 2022 to the date of the adoption of this authorizing Resolution.
- 3. This contract is awarded without competitive bidding as an exception to Local Public Contracts Law as a Professional Service, pursuant to N.J.S.A. 40A:11-5(1)(a)(i).
  - 4. This is an open-ended contract to be used as needed during the contract term. Thus,

for any and all expenditures against this contract, a certification of the availability of sufficient funds, as required by N.J.A.C. 5:30-5.5(b)(2), shall be executed before a contractual liability is incurred each time an order is placed, covering the amount of the order.

- 5. The Determination of Value and Business Entity Disclosure Certificate are attached hereto and shall be filed with the Office of the City Clerk.
- 6. Nicole J. Rafanello, Ph.D., CFPCS Limited Liability Company, D/B/A Clinical and Forensic Psychological and Consulting Services, has completed and submitted a Business Entity Disclosure Certificate, which shall be placed on file with the Resolution in the Office of the City Clerk certifying that Nicole J. Rafanello, Ph.D., CFPCS, Limited Liability Company, D/B/A Clinical and Forensic Psychological and Consulting Services, has not made any reportable contributions to a political or candidate committee in the City of Newark in the previous one (1) year, and that the contract will prohibit Nicole J. Rafanello, Ph.D., CFPCS Limited Liability Company, D/B/A Clinical and Forensic Psychological and Consulting Services, from making any reportable contributions through the term of the contract.
- 7. This contract was awarded pursuant to the "Non-Fair and Open" Procedures of the 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) and is in compliance with the City's Ordinance on Pay-to-Play 2:4-22C.1.
- 8. Pursuant to N.J.A.C. 5:30-5.5(a), Temporary Budget, attached hereto is the Chief Finance Officer's Certification, which states partial funds in the amount of Four Thousand One Hundred Five Dollars and Thirty Cents (\$4,105.30) are available for the purpose set forth herein above. The line appropriation which shall be charged is as follows: Business Unit 011, Dept. 190, Div. 1902, Account 71210 Budget Ref B2022, the balance to be provided in the executed contract in the Office of the City Clerk.
- 9. There shall be no amendments or changes to this contract without the approval of the Municipal Council.
- 10. There shall be no advance payments on this contract in accordance with <u>N.J.S.A.</u> 40A:5-16.
- 11. The Director of the Department of Public Safety shall file a duly executed copy of the contract in the Office of the City Clerk.
- 12. A notice of this action shall be published in the newspaper as required by law within ten (10) days of the adoption of this Resolution.

## **STATEMENT**

This Resolution ratifies and authorizes the actions taken by the Mayor of the City of Newark and/or his designees, the Business Administrator and/or the Director of the Department of Public Safety, to enter into and execute a contract with Nicole J. Rafanello, Ph.D., CFPCS, Limited Liability Company, d/b/a Clinical and Forensic Psychological and Consulting Services, 91 Washington Street, Morristown, New Jersey 07960, to provide psychological services, including evaluations for fitness for duty, pre-employment examinations, re-evaluations, recruit screening, post-critical incident

File #: 22-0166, Version: 1

interventions, related testing, medical consultations and expert testimony, for the Department of Public Safety, Police and Fire Divisions, for an amount not to exceed \$100,000.00, for the period of April 1, 2022 through March 31, 2023.