



Legislation Details (With Text)

File #: 22-1082 **Version:** 1 **Name:** Resolution: Extension of Emergency Contract #E2021-13 - Catholic Charities of the Archdiocese of Newark

Type: Resolution **Status:** Adopted

File created: 7/28/2022 **In control:** Administration

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Title: Dept/ Agency: Administration/Division of Central Purchasing
Action: ☒ Ratifying ☒ Authorizing ☐ Amending
Type of Service: Extension of Emergency Contract #E2021-13
Purpose: To provide shelter operations management at the City of Newark's shelter located at 47-71 St Miller Street, Newark, New Jersey 07103.
Entity Name: Catholic Charities of the Archdiocese of Newark
Entity Address: 590 North 7th Street, Newark, New Jersey 07107
Contract Amount: Not to exceed \$625,000.00
Funding Source: 2021 Budget/Department of Health and Community Wellness/Business Unit NW026, Budget Account 32100, Budget Ref. B2021
Contract Period: June 19, 2022 through December 19, 2022
Contract Basis: ☐ Bid ☐ State Vendor ☐ Prof. Ser. ☐ EUS
☐ Fair & Open ☐ No Reportable Contributions ☐ RFP ☐ RFQ
☐ Private Sale ☐ Grant ☐ Sub-recipient ☒ n/a
Additional Information:
The first extension of Emergency Contract #E2021-13 was adopted as 7R1-h on May 4, 2022 in an amount not to exceed \$1,250,000.00 for the period of March 18, 2022 through June 18, 2022.

This second extension of Emergency Contract #E2021-13 is for an additional 180 days in an amount not to exceed \$625,000.00 for the period of June 19, 2022 through December 19, 2022.

Sponsors: Council of the Whole

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Code sections:

Date	Ver.	Action By	Action	Result
9/8/2022	1	Municipal Council	Adopt	Pass

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WHEREAS, on October 25, 2021 the Business Administrator requested a declaration of emergency to acquire Shelter operations management at the City of Newark's shelter for the health, safety, and welfare of the residents of the City of Newark; and

WHEREAS, on December 17, 2021, the Qualified Purchasing Agent, QPA, declared an emergency and awarded an Emergency Contract for the period of December 17, 2021 through March 17, 2022 in the amount of One Million Two Hundred Fifty Thousand Dollars and Zero Cents (\$1,250,000.00) to Catholic Charities of the Archdiocese of Newark, 590 North 7th Street, Newark, New Jersey 07107 (the "Vendor") (A copy of Emergency Contract #E2021-13 is attached hereto and made a part of this Resolution); and

WHEREAS, a first extension of Emergency Contract #E2021-13 was adopted as 7R1-h on May 4, 2022 in an amount not to exceed One Million Two Hundred Fifty Thousand Dollars and Zero Cents (\$1,250,000.00) for the period of March 18, 2022 through June 18, 2022; and

WHEREAS, the Office of Homelessness Czar is in immediate and emergent need for the Vendor to continue to provide shelter operations management at the City of Newark's shelter hotel rooms due to ongoing staffing shortages resulting from the COVID-19 Pandemic and lack of shelter capacity at the City of Newark contracted shelters with related Covid-19 Pandemic issues for the benefit of citizens in the City of Newark, commencing from the period of June 19, 2022 and continuing through December 19, 2022; and

WHEREAS, on June 13, 2022 the Homelessness Czar requested an extension of Emergency #E2021-13 from June 19, 2022 through December 19, 2022; and

WHEREAS, N.J.S.A. 40A:11-6 provides that Emergency Contracts may be entered into when an emergency affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services; and

WHEREAS, the Office of Homelessness Czar has represented to the Qualified Purchasing Agent that the vendor, Catholic Charities of the Archdiocese of Newark, has continued to provide the necessary and required services and that cessation of the services would pose an imminent harm to the health, safety and welfare of the residents and/or cause the need for a new emergency declaration; and

WHEREAS, the Office of Homelessness Czar desires to ratify and extend Emergency Contract #E2021-13 for the period commencing on June 19, 2022 through December 19, 2022 or until such time as the City executes a contract or the emergency is abated for a total amount not to exceed Six Hundred Twenty-Five Thousand Dollars and Zero Cents (\$625,000.00); and

WHEREAS, the Office of Homelessness Czar has assured the Division of Central Purchasing that it has developed specifications to enable this service to go out to bid; and

WHEREAS, N.J.A.C. 5:34-6.1(a)3 provides that the emergency purchasing procedure may be used when the need for such goods or services has arisen notwithstanding a good faith effort on the part of a municipality to plan for the purchase of any goods or services required by the municipality; and

WHEREAS, the services of Catholic Charities of the Archdiocese of Newark to the City of Newark is essential to the continued protection of the health, safety and welfare of the residents of the City of Newark; and

WHEREAS, it is a matter of public health, safety and welfare that the above-described emergency contract be extended because the City of Newark still needs to ensure the safe and uninterrupted services for its residents that need shelter due to the ongoing staffing shortages resulting from the COVID-19 Pandemic and lack of shelter capacity at the City of Newark contracted shelter; and

WHEREAS, City Ordinance 6PSF-e adopted on April 6, 2011, Article 2:5-13.2 (E)(1)(b)(c) limits the period of Emergency Contracts to ninety (90) days and no extensions of Emergency Contracts shall be permitted without authorization by the Municipal Council by resolution; and

WHEREAS, The Municipal Council has the exclusive authority to extend an emergency; and

WHEREAS, the Office of Homelessness Czar now seeks authorization by the Municipal Council to ratify and to extend the emergency to prevent interruption of shelter operations management at the City of Newark's shelter located at 47-71 Miller Street, Newark, New Jersey 07103.

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 designee, the Business Administrator, are authorized to extend Emergency Contract #E2021-13 with Catholic Charities of the Archdiocese of Newark, 590 North 7th Street, Newark, New Jersey 07107 for the period commencing on June 19, 2022 through December 19, 2022, for a total amount not to exceed Six Hundred Twenty-Five Thousand Dollars and Zero Cents (\$625,000.00).
2. This extension will allow for the continuation of shelter operations management at City of Newark's shelter located at 47-71 Miller Street, Newark, New Jersey 07103, due to ongoing staffing shortages resulting from the COVID-19 pandemic and lack of shelter capacity at City of Newark contracted shelters.
3. The extension of Emergency Contract #E2021-13 is ratified from June 19, 2022 to the date of adoption of this authorizing Resolution.
4. Attached hereto is a Certification of Funds in an amount not to exceed Six Hundred Twenty-Five Thousand Dollars and Zero Cents (\$625,000.00) from the Director of the Department of Finance and the line appropriation of the Official Budget, which shall be charged, is Business 026, Account 32100, Budget Year 2021

5. The Qualified Purchasing Agent, for the City of Newark, has filed a copy of Emergency Contract #E2021-13, attached hereto, with the Office of the City Clerk.
6. If required by State Law, the Acting City Clerk shall provide the appropriate notice of the award of this contract to the State Comptroller, no later than twenty (20) business days following such award, in accordance with N.J.S.A. 52:15C-10 and the Notice of the Office of the State Comptroller dated May 7, 2008.

STATEMENT

This Resolution ratifies and authorizes the Mayor of the City of Newark and/or his designee, the Business Administrator to extend Emergency Contract #E2021-13 with Catholic Charities of the Archdiocese of Newark, 590 North 7th Street, Newark, New Jersey 07107 to provide shelter operations management at the City of Newark's shelter, located at 47-71 Miller Street, Newark, New Jersey 07103, due to ongoing staffing shortages resulting from the COVID-19 Pandemic and lack of shelter capacity at City of Newark contracted shelters, for the period commencing on June 19, 2022 through December 19, 2022, or until such services are performed pursuant to a fully executed contract, for a total amount not to exceed \$625,000.00.