



Legislation Details (With Text)

File #: 23-0546 **Version:** 1 **Name:** Resolution: Professional Services Contract - Lewis Consulting Group, Inc. (2023)

Type: Resolution **Status:** Adopted

File created: 4/5/2023 **In control:** Economic and Housing Development

On agenda: 5/24/2023 **Final action:** 5/24/2023

Title: Dept/ Agency: Economic and Housing Development
Action: ☒ Ratifying ☒ Authorizing ☐ Amending
Type of Service: Professional Services Contract
Purpose: To provide On-Call Environmental Consulting/Management Services.
Entity Name: Lewis Consulting Group, Inc.
Entity Address: 2604 Atlantic Avenue, Suite 600, Wall, New Jersey 07719
Contract Amount: Not to exceed \$75,000.00
Funding Source: 2023 Budget/Department of Economic and Housing Development/NW026, Account #32100, B2023
Contract Period: January 1, 2023 through December 31, 2023
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
5/24/2023	1	Municipal Council	Adopt	Pass

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Additional Information:

WHEREAS, the City of Newark, Department of Economic and Housing Development (the "City") advertised a Request for Proposal (RFP) for On-call Environmental Consulting/Management Services on February 1, 2023, with a due date of February 22, 2023, in accordance with the requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. (the "LPCL"); and

WHEREAS, the City received a total of one (1) proposals in response to its request by the RFQ due date on February 22, 2023; and

WHEREAS, through a measured evaluation of all proposals submitted in responses to the RFP, the Department of Economic and Housing Development determined that Lewis Consulting Group, Inc., was the most qualified for the services requested; and

WHEREAS, the Lewis Consulting Group, Inc., proposal demonstrated their range of engineering knowledge and skills in addition to their extensive experience in brownfield assessment and remediation, expertise in fundraising and grant management, and Lewis Consulting Group, Inc., was determined to be the respondent most able to meet the City's needs; and

WHEREAS, Environmental Consulting/Management Services are professional services exempt from the public bidding requirements in accordance with N.J.S.A. 40A:11-5(1)(a)(i), which provides that professional services are exempt under LPCL; and

WHEREAS, the LPCL requires that notice of the award of contracts for "Professional Services" without competitive bidding must be published in a local newspaper; and

WHEREAS, the City wishes to enter into a professional service contract in an amount not to exceed Seventy-Five Thousand Dollars and Zero Cents (\$75,000.00) with Lewis Consulting Group, Inc., for On-call Environmental Consulting/Management Services; and

WHEREAS, the contract is for an amount over \$17,500.00 and is being awarded as a Fair and Open Contract, pursuant to N.J.S.A. 19:44A-20.5; and

WHEREAS, the Municipal Council adopted New Jersey Municipal Code § 2:4-22C.1, which adopted the State of New Jersey's Pay-to-Play statutory requirements pursuant to N.J.S.A. 19:44A-20.5, as may be amended and supplemented, governing eligibility for municipal contracts.

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 Deputy Mayor/Director of the Department of Economic and Housing Development, are hereby authorized and directed, on behalf of the City of Newark, to enter into and execute an Agreement with Lewis Consulting Group, Inc., 2604 Atlantic Avenue, Suite 600, Wall, New Jersey 07719, to provide environmental management services, for the period of January 1, 2023 through December 31, 2023.

2. The contract between the City and Lewis Consulting Group, Inc., is hereby ratified from January 1, 2023 to the date of adoption of this authorizing Resolution.

3. The contract shall be for an amount not to exceed Seventy-Five Thousand Dollars and Zero Cents (\$75,000.00), which represents the amount remaining on the existing appropriation for such services, as well as those eligible activities funded from the Hazardous Discharge Site Remediation Fund, the New Jersey Department of Environmental Protection, the United States Environmental Protection Agency and/or other third party funds.

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

5. Attached hereto is a Certification of Funds from the Director of the Department of Finance, which states: 1) that there are sufficient funds in the amount of for the purpose set forth herein above; and 2) that the line appropriation which shall be charged is as follows:

<u>Bus. Unit</u>	<u>Acct. #</u>	<u>Budget Ref.</u>
NW026	32100	B2023

6. A fully executed copy of this contract and Notice to Proceed shall be filed in the Office of the City Clerk by the Deputy Mayor/Director of the Department of Economic and Housing Development.

7. There shall be no advance payments against this contract pursuant to N.J.S.A. 40A:5-16.

8. There shall be no amendments or changes to this contract without the approval of the Municipal Council.

9. 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 ratifies and authorizes the Mayor of the City of Newark and/or his designee, the Deputy Mayor/Director of the Department of Economic and Housing Development to enter into and execute a contract with Lewis Consulting Group, Inc., 2604 Atlantic Avenue, Suite 600, Wall, New Jersey 07719, to provide environmental management services in an amount not to exceed \$75,000.00, for the period of January 1, 2023 through December 31, 2023.