



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 15-0136, Version: 1

**Dept/ Agency:** Administration/Office of Emergency Management

**Action:** (X) Ratifying (X) Authorizing ( ) Amending

**Type of Service:** EUS Contract

**Purpose:** The vendor shall provide a plan for the implementation of the Community Resiliency Program (Hazards and Economic Development) in conjunction with the Office of Emergency Management, as the primary instrument for the communities in the City of Newark, to become more resilient. The vendor shall provide a comprehensive management solution for grant monies for recovery and pre-disaster services while supplementing existing Disaster Response and Recovery Operations

**Entity Name:** 1<sup>st</sup> Choice Financial Group (1stCHOICEFG)

**Entity Address:** 133 North 21<sup>st</sup> Camp Hill, Pennsylvania 17011

**Contract Amount:** \$100,000.00

**Funding Source:** Urban Areas Security Initiative Grant funds from the New Jersey Office of Homeland Security (UASI)

**Contract Period:** December 22, 2014 through March 15, 2015

**Contract Basis:** ( ) Bid ( ) State Vendor ( ) Prof. Ser. (X) EUS  
( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
( ) Private Sale (x) Grant ( ) Sub-recipient ( ) n/a

**Additional Information:**

No municipal funds are required for use of this contract

**WHEREAS**, the City of Newark, Office of Emergency Management and Homeland Security, requests to enter into a contract with 1<sup>st</sup> Choice Financial Group (1stCHOICEFG) located at 133 North 21<sup>st</sup> Camp Hill, Pennsylvania 17011. 1stCHOICEFG has designed a plan for the implementation of the Community Resiliency Program (Hazards and Economic Development) in conjunction with the Office of Emergency Management. As the primary instrument for the City of Newark's communities to become more resilient, 1stCHOICEFG plans to provide a comprehensive management solution for grant monies recovery and pre-disaster services while supplementing existing Disaster Response and Recovery Operations; and

**WHEREAS**, the City of Newark was awarded \$100,000.00 from the FY '13 Urban Areas Security Initiative grant (UASI) for training purpose by the New Jersey Office of Homeland Security and Preparedness which shall fund this procurement (a copy is attached); and.

**WHEREAS**, the Director of Emergency Management and Homeland Security on behalf of the City of Newark has determined that it would be in the best interest of the City to retain the services of 1stCHOICEFG located at 133 North 21<sup>st</sup> Camp Hill, Pennsylvania 17011, to provide a plan for the implementation of the Community Resiliency Program (Hazards and Economic Development) in conjunction with the Office of Emergency Management, s the primary instrument for the City of Newark's communities, to become more resilient. To provide a comprehensive management solution for grant monies recovery and pre-disaster services while supplementing existing Disaster Response

and Recovery Operations.

**WHEREAS**, the vendor, 1stCHOICEFG, has represented that it shall provide these services for a substantial discount to the City of Newark from its original rates, the contract amount for the services shall not exceed \$100,000.00, for the period of December 22, 2014 through March 15, 2015; and

**WHEREAS**, pursuant to the Local Public Contracts Law (*N.J.S.A. 40A:11-1 et seq.*), this contract may be awarded and entered into without public bidding as an Extraordinary Unspecifiable Services contract in accordance with *N.J.S.A. 40A:11-5(1)(a)(1)(ii)* (a copy of a Certification of Extraordinary Unspecifiable Services is attached hereto and made a part hereof); and

**WHEREAS**, 1stCHOICEFG located at 133 North 21<sup>st</sup> Camp Hill, Pennsylvania 17011, has completed and submitted a Business Entity Disclosure Certification, which certifies that 1stCHOICEFG has not made any reportable contributions to a political or candidate committee in the City of Newark in the previous one (1) year, and this contract will prohibit 1stCHOICEFG from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Mayor of the City of Newark signed into law Executive Order Number ME0-07-0001 (hereinafter "Pay-to-Play Executive Order"), which requires reporting of political contributions to Newark Municipal Candidates and prohibits certain political contributions during the duration of the contract; and

**WHEREAS**, the Municipal Council of the City of Newark deems it to be in the best interests of the City to enter into a contract with 1stCHOICEFG for the implementation of the Community Resiliency Program (Hazards and Economic Development) in conjunction with the Office of Emergency Management. The Community Resiliency Program (Hazards and Economic Development) shall serve the primary instrument for the communities in the City of Newark to become more resilient. The Program shall provide a comprehensive management solution for grant monies recovery and pre-disaster services while supplementing existing Disaster Response and Recovery Operations.

**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 Director of Emergency Management and Homeland Security, are hereby authorized to enter into and execute a contract, on behalf of the City of Newark, with 1stCHOICEFG located at 133 North 21<sup>st</sup> Camp Hill, Pennsylvania 17011, for the implementation of the Community Resiliency Program (Hazards and Economic Development) in conjunction with the Office of Emergency Management, as the primary instrument for communities in the City of Newark, to become more resilient. The Program shall provide a comprehensive management solution for grant monies recovery and pre-disaster services while supplementing existing Disaster Response and Recovery Operations. The vendor, 1<sup>st</sup> CHOICEFG has provided a discount to the City of Newark, the contract shall not exceed \$100,000.00, and these funds shall come from the Urban Areas Security Initiative Grant funds from the New Jersey Office of Homeland Security (UASI) FY 2013. The Contract period shall be

from December 22, 2014 through March 15, 2015.

2. This contract is being awarded pursuant to the Non-Fair and Open Procedures of 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)(ii)*) and is in compliance with Newark Executive Order MEO-07-0001, effective March 31, 2007, and the City of Newark's Pay-to-Play Reform Ordinance.
3. 1<sup>st</sup> Choice financial Group 1stCHOICEFG located at 133 North 21<sup>st</sup> Camp Hill, Pennsylvania 17011, has completed and submitted a Business Entity Disclosure Certification, which certifies that 1stCHOICEFG. has not made any reportable contributions to a political or candidate committee in the City of Newark in the previous one (1) year, and this contract will prohibit 1stCHOICEFG from making any reportable contributions through the term of the contract.
4. The Certification of Extraordinary Unspecifiable Services, as required by State Local Public Contracts Law (*N.J.S.A. 40A:11-5(1)(a)(ii)*), is attached hereto and shall be filed in the Office of the City Clerk with the original resolution.
5. This contract is awarded as open-ended contract under *N.J.A.C. 5:34-5.3(b)* and pursuant to *N.J.A.C. 5:34-5.3(b) (2)*, a certification of availability of funds shall be executed each time services are used and charged against the contract.
6. Attached hereto is a partial Certification of Funds from the Comptroller of the City of Newark, which states that there are available sufficient and legally appropriated funds available for the first contract year.
7. The contract was awarded without public bidding or competitive contracting as an exception to the Local Public Contracts Law pursuant to *N.J.S.A. 40A:11-5(1)(a)(ii)* as "Extraordinary Unspecifiable Services."
8. 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 its passage.
9. A fully executed copy of the contract shall be filed with the Office of the City Clerk by the Assistant Business Administrator.

### **STATEMENT:**

This resolution hereby ratifies and authorizes the Mayor and/or his designee, The Director of Emergency Management and Homeland Security, to enter into and execute a contract on behalf of the City of Newark with 1<sup>st</sup> Choice Financial Group (1stCHOICEFG) located at 133 North 21<sup>st</sup> Camp Hill, Pennsylvania 17011, to provide a plan for the implementation of the Community Resiliency Program (Hazards and Economic Development) in conjunction with the Office of Emergency Management, the primary instrument for communities in the City of Newark to become more resilient. The program shall provide a comprehensive management solution for grant monies recovery and pre-disaster services while supplementing existing Disaster Response and Recovery Operations. The

vendor shall provide discounted services to City for the period of December 22, 2014 through March 15, 2015, in an amount not to exceed \$100,000.00, funded by Urban Areas Security Initiative Grant funds from the New Jersey Office of Homeland Security (UASI). No municipal funds are required.