



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 20-0514, Version: 1

**Dept/ Agency:** Public Safety/Office of Emergency Management

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

**Type of Service:** Exception to Public Bidding - specific exception

**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 38<sup>th</sup> Street, Suite 809, New York, New York 10018

**Contract Amount:** Not to exceed \$62,051.50

**Funding Source:** New Jersey Office of Homeland Security and Preparedness (OHSP)

**Contract Period:** April 1, 2020 through March 31, 2021

**Contract Basis:** ( ) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS

( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ

( ) Private Sale (X) Grant ( ) Sub-recipient ( ) n/a

**Additional Information:**

Funds accepted by Resolution 7R9-a(S/AS) adopted on November 27, 2018. Governmental Services Administration Contract GS-35F-130DA.

No municipal funds required.

**WHEREAS**, by Resolution 7R9-a (S/AS) adopted on November 27, 2018, the Municipal Council authorized the acceptance of grant funding in the amount of \$1,747,500.00 from the New Jersey Office of Homeland Security and Preparedness for approved projects from the FFY18 Urban Areas Security Initiative (UASI-Local Share) Grant Program; and

**WHEREAS**, the City's 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 #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 #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 contract amount not to exceed Sixty-Two Thousand Fifty-One Dollars and Fifty Cents (\$62,051.50) covers the SLA from April 1, 2020 through March 31, 2021; 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 \$62,051.50.

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

1. The Mayor and/or his designee(s), 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 contract amount not to exceed Sixty-Two Thousand Fifty-One Dollars and Fifty Cents (\$62,051.50) for the period of April 1, 2020 through March 31, 2021.
2. The contract is ratified from April 1, 2020 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, FFY18 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 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 Sixty-Two Thousand Fifty-One Dollars and Fifty Cents (\$62,051.50) from: Business Unit NW051, Department G18, Division/Project P18U0, 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 designee(s), 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 contract amount not to exceed Sixty-Two Thousand Fifty-One Dollars and Fifty Cents (\$62,051.50) for the period of April 1, 2020 through March 31, 2021.