



## Legislation Text

File #: 22-1085, Version: 1

**Dept/ Agency:** Administration/Division of Central Purchasing

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

**Type of Service:** Bid Contract(s)

**Purpose:** Neighborhood Investment Pilot Program

**Entity Name(s)/Address(s):**

1) Ironbound Business Improvement District, 76 Prospect Street, 2nd Floor, Newark, New Jersey 07105; and

2) Newark Beth Israel Medical Center, 201 Lyons Avenue, Foundation Department G2, Newark, New Jersey 07112; and

3) Mt. Prospect Partnership and Bloomfield Avenue/Lower Broadway, Bloomfield, New Jersey 07003; and

4) Partnership West, Inc., 1044 S. Orange Avenue, Newark, New Jersey 07106

**Contract Amount:** Not to exceed \$731,505.00

**Funding Source:** Department of Economic and Housing Development/NW051-G21-ARPD0-72050

**Contract Period:** For a period not to exceed twelve (12) consecutive months after Municipal Council adoption

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

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

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

**Additional Information:**

This contract will provide investment in community-based organizations to strengthen the City of Newark's commercial corridors and help small businesses recover and thrive.

Advertisement: March 10, 2022

Bid Downloaded: Forty-One (41)

Bid Received: Thirteen (13)

**WHEREAS**, on March 10, 2022, the Department of Economic Housing and Development through the Purchasing Agent, QPA, for the City of Newark publicly advertised Request For Proposals (RFPs) from community-based organizations for the Neighborhood Investment Program; and

**WHEREAS**, the Division of Central Purchasing published the Request for Proposal on the City of Newark's electronic procurement portal to provide a broader access and download capability to potential bidders; and

**WHEREAS**, on April 11, 2022, the Purchasing Agent, QPA, advertised Addendum #1 and postponed the deadline to receive proposals; and

**WHEREAS**, forty-one (41) bid proposal packages were downloaded via the electronic procurement portal; and

**WHEREAS**, on April 21, 2022, the Purchasing Agent, QPA, received proposals from thirteen (13) vendors and publicly opened and read aloud the names and addresses of the vendors who submitted a proposal package on the advertised deadline; and

**WHEREAS**, a three (3) member evaluation committee was formed to review the proposals submitted by the thirteen (13) vendors and make a recommendation, as outlined in the Specifications; and

**WHEREAS**, the Purchasing Agent, QPA, obtained signed no conflict letters from the members of the evaluation committee (copies of which are attached hereto and made a part hereof) before releasing the RFP responses to the evaluators via the electronic procurement portal; and

**WHEREAS**, the evaluation committee evaluated the thirteen (13) responses and made its recommendation to the Qualified Purchasing Agent for a multiple award finding that from the proposals received, the proposals from: 1) Ironbound Business Improvement District, 76 Prospect Street, 2nd Floor, Newark, New Jersey 07105; (2) Newark Beth Israel Medical Center, 201 Lyons Avenue, Foundation Department G2, Newark, New Jersey 07112; (3) Mt. Prospect Partnership and Bloomfield Avenue/Lower Broadway, 228 N. 15th Street, Floor 1, Bloomfield, New Jersey 07003; and (4) Partnership West, Inc., 1044 S. Orange Avenue, Newark, New Jersey 07106 are the most advantageous and in the best interest of the City of Newark, cost and other factors considered, pursuant to the criteria listed in the RFP; and

**WHEREAS**, the Purchasing Agent, QPA, concurs with the evaluation committee's recommendation that multiple contract awards be made to: (1) Ironbound Business Improvement District, 76 Prospect Street, 2nd Floor, Newark, New Jersey 07105; (2) Newark Beth Israel Medical Center, 201 Lyons Avenue, Foundation Department G2, Newark, New Jersey 07112; (3) Mt. Prospect Partnership and Bloomfield Avenue/Lower Broadway, 228 N. 15th Street, Floor 1, Bloomfield, New Jersey 07003; and (4) Partnership West, Inc., 1044 S. Orange Avenue, Newark, New Jersey 07106; and

**WHEREAS**, these contracts will be funded through the American Recovery Plan Act to community-based non-profit organizations to successfully implement action 4a from the Economic Recovery Plan to invest in new initiatives to strengthen Newark's commercial corridors and help small businesses recover and thrive at an amount not to exceed Seven Hundred Thirty-One Thousand, Five Hundred Five Dollars and Zero Cents (\$731,505.00); and

**WHEREAS**, 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

**WHEREAS**, the Municipal Council adopted the Contractor Pay-to-Play Reform Ordinance, R.O. 2:4-22C, which forbids the award of a contract to a Business Entity, as defined therein, which has made or solicited political contributions to Newark Municipal Candidates, office holders having ultimate responsibility for the award of a contract; candidate committees of the aforementioned candidates; and political or political party committees of the City of Newark or County of Essex; and continuing political committees or political action committees regularly engaged in the support of the City of Newark Municipal or County of Essex elections; and certain other political party or candidate

committees, in excess of certain thresholds.

**WHEREAS**, the Municipal Council adopted R.O. 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. The awardees have not made, and has agreed not to make during the term of the contract, any political contributions that would violate New Jersey's Pay-to-Play Law, N.J.S.A. 19:44A-20.4 et seq., or the City of Newark's Pay-to-Play Reform Ordinance.

**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 Purchasing Agent, QPA, are hereby authorized to enter into contracts with: 1) Ironbound Business Improvement District, 76 Prospect Street, 2nd Floor, Newark, New Jersey 07105; 2) Newark Beth Israel Medical Center, 201 Lyons Avenue, Foundation Department G2, Newark, New Jersey 07112; 3) Mt. Prospect Partnership and Bloomfield Avenue/Lower Broadway, 228 N. 15th Street, Floor 1, Bloomfield, New Jersey 07003; and (4) Partnership West, Inc., 1044 S. Orange Avenue, Newark, New Jersey 07106 as part of the Neighborhood Investment Pilot Program in the manner and amounts identified by the evaluation committee based on the location groups, company overview and qualifications, approach and implementation, proposed contract cost, and the qualified responsive and responsible respondents. The contract term will be established for a period not to exceed twelve (12) consecutive months after Municipal Council Adoption.
2. Ironbound Business Improvement District's contract amount shall not exceed One Hundred Eighty-Two Thousand Dollars and Zero Cents (\$182,000.00); Newark Beth Israel Medical Center's contract amount shall not exceed One Hundred Ninety-Six Thousand Three Hundred Five Dollars and Zero Cents (196,305.00); Mt. Prospect Partnership and Bloomfield Avenue/Lower Broadway's contract amount shall not exceed One Hundred Seventy-Five Thousand Dollars and Zero Cents (175,000.00); and Partnership West, Inc.'s contract amount shall not exceed One Hundred Seventy-Eight Thousand Two Hundred Dollars and Zero Cents (\$178,200.00) for a total amount not to exceed Seven Hundred Thirty-One Thousand Five Hundred Five Dollars and Zero Cents (\$731,505.00).
3. The Municipal Council of the City of Newark hereby ratifies the use of competitive contracting for investing in community-based organizations; and
4. There shall be no amendment or change of this contract without the approval of the Municipal Council by resolution.
5. There shall be no advance payment on this contract in accordance with N.J.S.A. 40A:5-16. Funds for 2022 and subsequent years are contingent upon appropriations, pursuant to N.J.A.C. 5:30-5.5(d).
6. There shall be no extension of this Neighborhood Investment Pilot Program without an ordinance adopting the Program.

7. This is an open-ended contract to be used as needed during the term of the contract. 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 from American Rescue Plan funding covering the amount of the service. This contract shall not exceed Seven Hundred Thirty-One Thousand Five Hundred Five Dollars and Zero Cents (\$731,505.00) for twelve (12) consecutive months commencing upon resolution adoption.
8. The Purchasing Agent, QPA, shall file a duly executed copy of the contract in the Office of the City Clerk.
9. If required by State law, the 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 authorizes the Mayor and/or his designee, and/or the Business Administrator and/or the Purchasing Agent, QPA to award these contracts to (1) Ironbound Business Improvement District, 76 Prospect Street, 2nd Floor, Newark, New Jersey 07105; (2) Newark Beth Israel Medical Center, 201 Lyons Ave, Foundation Department G2, Newark, New Jersey 07112; (3) Mt. Prospect Partnership and Bloomfield Avenue/Lower Broadway BID, 228 N. 15th Street, Floor 1, Bloomfield, New Jersey 07003; and (4) Partnership West, Inc., 1044 S. Orange Avenue, Newark, New Jersey 07106 to provide, to the Department of Economic Housing and Development, as part of the Neighborhood Investment Program, at an amount not to exceed Seven Hundred Thirty-One Thousand Five Hundred Five Dollars and Zero Cents (\$731,505.00) for twelve (12) consecutive months commencing upon adoption of this resolution.