RESOLUTION
No. 18-482

Date of Adoption: JUL 9 2018

Approved as to Form and Legality

CITY ATTORNEY

Factual content certified by
TERRY K. MCEWEN, BUSINESS ADMINISTRATOR

Councilman Gowan presents the following Resolution:

RESOLUTION AUTHORIZING AN EMERGENCY CONTRACT TO CLAIMS RESOLUTION CORPORATION, INC., 701 SOMERSTOWN LANE, GALLOWAY, NEW JERSEY 08205 FOR THIRD PARTY ADMINISTRATOR SERVICES FOR GENERAL LIABILITY CLAIMS, WORKER’S COMPENSATION CLAIMS MANAGEMENT AND LOSS CONTROL IN AN AMOUNT NOT TO EXCEED $115,500.00 - CC2016-03

WHEREAS, Resolution #17-174 authorized the utilization of competitive contracting in lieu of public bidding for Third Party Administrator Services for general liability claims, worker’s compensation claims management and loss control services as required pursuant to the authority set forth in the Local Public Contracts Law at N.J.S.A. 40A:11-4.1 et. seq.; and

WHEREAS, the contract is in an amount not to exceed $115,500.00 from June 1, 2018 to May 31, 2019 unless the Administration and City Council jointly determine it is in the best interest of the City of Trenton to further extend the contract; and

WHEREAS, the Local Public Contract Law at N.J.S.A. 40A:11-6 provides that “any” contract may be negotiated or awarded... without public advertising for bids and bidding therefore, notwithstanding that the contract price will exceed the bid threshold, when an emergency affecting the public health, safety and welfare required the immediate... performance of services”, subject to the award being made pursuant to the manner set forth therein; and

WHEREAS, the official in charge Terry K. McEwen, Business Administrator submitted the attached certification that a contract be awarded on an emergency basis June 1, 2018 to May 31, 2019, and that the immediate services to remedy the emergency were required.

WHEREAS, funds in an amount not to exceed $115,500.00, have been certified to be available in the FY’2018 account number 8-01- -80-8030-684 $9,625.00 (June 1, 2018 to June 30, 2018): 9-01- -80-8030-684 $105,875.00 (July 1, 2018 to May 31, 2019) contingent upon the FY’2019 temporary and or final budget.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that the one (1) year contract be awarded to Claims Resolution Corporation, Inc., 701 Somerstown Lane, Galloway, New Jersey 08205 for Third Party Administrator Services for General Liability Claims, Worker’s Compensation Claims Management and Loss Control in an amount not to exceed $115,500.00 for the said purposes in the manner prescribed by law for the City of Trenton, Department of Administration;

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This Resolution was adopted at a Meeting of the City Council of the City of Trenton on JUL 9 2018

President of Council

City Clerk
EMERGENCY CONTRACT FOR
CC2016-03
RESOLUTION # 18-482
CONTRACT WITH CLAIMS RESOLUTION CORPORATION, INC

THE AGREEMENT made this 20th day of July 2018, by and between the CITY OF TRENTON, a municipal corporation, of the State of New Jersey, with principal offices located at 319 EAST STATE STREET, TRENTON, NEW JERSEY 08608 (hereinafter the “City”) and CLAIMS RESOLUTION CORPORATION, INC located at 701 SOMERSTOWN LANE, GALLOWAY, NEW JERSEY 08205 (hereinafter “CONTRACTOR”)

WHEREAS, Resolution Number 08-154 authorized the utilization of competitive contracting in lieu of public bidding for Third Party Administrator Services for general liability claims, worker’s compensation claims management and loss control services as required pursuant to the authority set forth in the Local Public Contracts Law at N.J.S.A. 40A:11-4.1 et. seq.; and

WHEREAS, Resolution No. 17-174 awarded a contract dated June 1, 2017, to Claims Resolution Corporation, Incorporated, 701 Somerstown Lane, Galloway, New Jersey 08205 through competitive contracting to provide Third Party Administrator Services for General Liability Claims, Worker’s Compensation Claims Management and Loss Control Services for One (1) Year in an amount not to exceed $109,500.00 and a one-time conversion fee of $4,500.00, Plus Loss Control Services at $95.00 per hour from June 1, 2017 to May 30, 2018; per the original proposal specifications filed in the Division of Purchasing.

WHEREAS, Res. No. 18-482 awarded an emergency contract pursuant to N.J.S.A. 40A:11-6 on an emergency basis to Claims Resolution Corporation, Incorporated, 701 Somerstown Lane, Galloway, New Jersey 08205 continue to provide Third Party Administrator Services for General Liability Claims, Worker’s Compensation Claims Management and Loss Control Services for year one (1) from June 1, 2018 to May 31, 2019 in an amount not to exceed $115,500.00.

NOW THEREFORE, the parties mutually agree as follows:

1. The amount of the agreement shall be in an amount not to exceed $115,500.00.

2. The Mayor is hereby authorized to extend the current contract for year one (1) from June 1, 2018 to May 31, 2019 with Claims Resolution Corporation, Incorporated, 701 Somerstown Lane, Galloway, New Jersey 08205 for said purposes in the manner prescribed by law.

IN WITNESS WHEREOF, the parties have hereunto set their bands and seals the day and year first above written.

APTEST.

DWAYNE M. HARRIS
MUNICIPAL CLERK

DATE 8/30/2018

CITY OF TRENTON
W. REED GUSCIORA
MAYOR

CLAIMS RESOLUTION CORPORATION, INC.
701 SOMERSTOWN LANE
GALLOWAY, NEW JERSEY 08205
CONTRACTOR
RESOLUTION

NOW, THEREFORE IT IS RESOLVED, by the City Council of the City of Trenton, as follows:

1. The Mayor is hereby authorized to enter into a contract with Claims Resolution Corporation, Incorporated, 701 Somerstown Lane, Galloway, New Jersey 08205 to provide Third Party Administrator Services for General Liability Claims, Worker’s Compensation Claims Management and Loss Control Services in an amount not to exceed $109,500.00, a one-time conversion fee of $4,500.00 and an hourly rate of $95.00 for loss control services per year for the City of Trenton, Department of Administration.

2. This contract is awarded pursuant to the authority set forth in the Local Public Contracts Law at N.J.S.A. 40A:11-4.1.

3. A notice of this action shall be printed once in the official newspaper for the City of Trenton and the Resolution and contract shall remain on file in the City Clerk’s Office.

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This Resolution was adopted at a Meeting of the City Council of the City of Trenton on JUN 01 2017

President of Council

City Clerk
CERTIFICATION OF EMERGENCY

I. Terry K. McEwen, of full age, hereby certify:

1. I am the Business Administrator – City of Trenton, Department of Administration

   On June 1, 2018, Claims Resolution Corporation Inc.’s contract ended with the City of Trenton for Third Party Administrator on June 1, 2018. The lack of a third party claims administrator will have a significant and costly effect on the City of Trenton.

   Without an approved Third Party Administrator (TPA), the City risks losing coverage under its excess insurance policies as required under the City’s excess insurance policies.

   The TPA provides the necessary monthly reporting to all City insurer, the mandatory Section 111 and Secondary Payor reporting for Medicare/Medicaid well as providing PEOSH 300 logs and tracking.

   The Department of Administration request that an emergency contracted be issued to Claims Resolution Corporation, Inc., to provide Third Party Administrator for a period of one (1) year for an amount not to exceed $115,500.00 from June 1, 2018 to May 31, 2019.

   I certify that the foregoing statements made by me are true to the best of my knowledge and belief. I am aware that if any of the foregoing statements made by me are willfully false, I am the subject of punishment.

   [Signature]

   Terry K. McEwen
   Business Administrator – Department of Administration