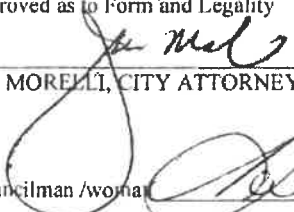


RESOLUTION No. 19-142

Date of Adoption APR 04 2019

Approved as to Form and Legality

Factual content certified by


JOHN MORELLI, CITY ATTORNEY


WAHAB ONITIRI, DIRECTOR OF PUBLIC WORKS

Councilman /woman  presents the following Resolution:

RESOLUTION AWARDING A CONTRACT THROUGH A FAIR AND OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44 A-20.4 ET SEQ TO BANC3, INC., 300 ALEXANDER PARK, SUITE 300, PRINCETON, NEW JERSEY 08540 FOR ENGINEERING SERVICES FOR THE PREPARATION OF PLANS AND SPECIFICATIONS FOR THE RECONSTRUCTION OF WEST STATE STREET BETWEEN CALHOUN STREET AND PROSPECT STREET FOR A PERIOD OF ONE (1) YEAR IN AN AMOUNT NOT TO EXCEED \$26,290.00- RFP# 2018-28

WHEREAS, the City of Trenton has a need for Engineering Services for the City of Trenton, Department of Public Works, Engineering Office; and

WHEREAS, the request for proposal was advertised on May 23, 2018, and five (5) proposals were received on June 13, 2018, and were evaluated by a committee based on criteria that included, experience, understanding of requirements and cost; and

WHEREAS, the proposal of Banc3, Inc., 300 Alexander Park, Suite 300, Princeton, New Jersey 08540 was deemed to have the necessary qualifications and expertise for the performance of the services at the rates budgeted; and

WHEREAS, funds in an amount not to exceed \$26,290.00 for a period of one (1) year have been certified to be available in the following account number(s): 9-01- -55-5550-290 contingent upon FY'2019 temporary and or final budget.

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Trenton, that:

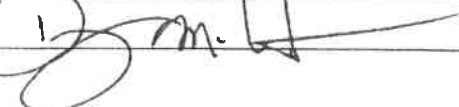
1. The Mayor is authorized to enter into contract with Banc3, Inc., 300 Alexander Park, Suite 300, Princeton, New Jersey 08540 in an amount not to exceed \$26,290.00 for Engineering Services for the Preparation of Plans and Specifications for the Reconstruction of West State Street between Calhoun Street and Prospect Street for the City of Trenton, Department of Public Works, Engineering Office for a period of One (1) Year.
2. This contract is awarded pursuant to the authority set forth in the Local Public Contracts Law at N.J.S.A. 40A:11-41.
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.

	Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent
BLAKELEY	✓				MUSCHAL	✓				MCBRIDE	✓			
CALDWELL	✓				RODRIGUEZ	✓								
WILSON	✓				VAUGHN	✓								
HARRISON	✓													

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

APR 04 2019


President of Council


City Clerk

PROFESSIONAL SERVICES CONTRACT

**RFP2018-28
RESOLUTION 19-142**

THIS CONTRACT, made this **5th** day of **APRIL 2019** by and between the **CITY OF TRENTON, 319 EAST STATE STREET, TRENTON, NEW JERSEY 08608** a Municipal Corporation of the State of New Jersey, ("City") and **BANC3, INC., 300 ALEXANDER PARK, SUITE 300, PRINCETON, NEW JERSEY 08540** ("CONTRACTOR").

WHEREAS, the City has a need for **ENGINEERING SERVICES FOR PREPARATION OF PLANS AND SPECIFICATIONS FOR THE RECONSTRUCTION OF WEST STATE STREET BETWEEN CALHOUN STREET AND PROSPECT STREET** for the City of Trenton, Department of Public Works, Engineering Office.

WHEREAS, Contractor agrees to provide **ENGINEERING SERVICES FOR PREPARATION OF PLANS AND SPECIFICATIONS FOR THE RECONSTRUCTION OF WEST STATE STREET BETWEEN CALHOUN STREET AND PROSPECT STREET** for the City of Trenton, Department of Public Works, Engineering Office in accordance with the terms and conditions as set forth hereinafter, and the City being agreeable thereto;

NOW THEREFORE, the parties mutually agree as follows:

ENGINEERING SERVICES FOR PREPARATION OF PLANS AND SPECIFICATIONS FOR THE RECONSTRUCTION OF WEST STATE STREET BETWEEN CALHOUN STREET AND PROSPECT STREET
The City agrees to retain **BANC3, INC., 300 ALEXANDER PARK, SUITE 300, PRINCETON, NEW JERSEY 08540** ("the request of and under the general supervision of the City of Trenton, Department of Public Works, Engineering Office.

1. SCOPE OF SERVICES

SEE ATTACHED SCOPE OF SERVICES

DURATION OF THE CONTRACT:

This contract shall remain in full force and effect for a period of one (1) year from April 5, 2019 to April 4, 2020 in an amount not to exceed \$26,290.00 contingent upon FY'2019 temporary and or final budget.

- 2. STATUS OF CONTRACTOR:** It is expressly understood by and between the parties hereto that the status of the Contractor retained to carry out the services set forth in this agreement is that of an independent Contractor. It is further understood by and between the parties that is not intended nor shall it be construed, that the contractor is an agent, employee, or officer of the City of Trenton.
- 3. NOTICES:** Any notices required to be delivered to either party pursuant to this Contract shall be in writing to their respective addresses. The parties shall be responsible for notifying each other of any change of address.
- 4. INTEGRATION:** **Resolution #19-142** and this contract constitutes the entire agreement between the parties and any representation that may have been made prior to the execution of this Contract are nonbonding, void, and of no effect and neither party has relied on any such prior representations in entering into this Contract with the City of Trenton, Department of Public Works, Engineering Office.


5. **ENFORCEABILITY:** If any term or condition of this Contract or its application to any party or circumstances shall be deemed invalid or unenforceable, the remainder of the Contract and its application to other parties and circumstances shall not be affected.

6. **GOVERNING LAW:** This Contract shall be governed by the laws of the State of New Jersey.

7. **MISCELLANEOUS PROVISIONS:**

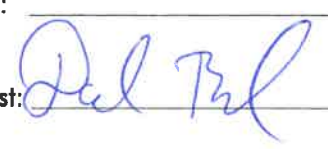
- a. Contractor, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, sex, gender identity or expression, affectional or sexual orientation, disability or nationality . Contractor will take affirmative action to ensure that such applicants are recruited and employed and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, sex, affectional, gender identity or expression, sexual orientation. Such action shall include, but is not limited to the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. Contractor agrees to post in conspicuous places; available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause;
- b. Contractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the Contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, sex, gender identity or expression, affectional or sexual orientation.
- c. Contractor, where applicable, agrees to comply with the regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time and the American with Disabilities Act.
- d. Contractor, where applicable, agrees to attempt to schedule minority and female workers consistent with the applicable county employment goals prescribed by N.J.A.C. 17:27-5.2 promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time or in accordance with a binding determination of the applicable county employment goals determined by the Affirmative Action Office pursuant to N.J.A.C. 17:27-5.2, amended and supplemented from time to time.
- e. Contractor, where applicable, agrees to inform in writing appropriate recruitment agencies in the area, including employment agencies, placement bureaus, colleges, universities, labor unions that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, sex, gender identity or expression, affectional, sexual orientation, disability or nationality and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.
- f. Contractor, where applicable, agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, race, creed, color, national origin, ancestry, marital status, sex, gender identity or expression, affectional, sexual orientation, disability or nationality. Contractor will conform these employment goals consistent with statutes and court decisions of the State of New Jersey, and applicable Federal law and Federal court decisions.

- g. Contractor, where applicable, shall furnish such reports or other documents to the Affirmative Action Office as may be requested by the office from time to time in order to carry out the purposes of these regulations. Contractor shall furnish such information as may be requested by the Affirmative Action Office for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code (N.J.A.C. 17:27).
- h. Contractor, shall submit along with the signed contract one of the following as evidence of compliance with N.J.A.C. 17-27:
 - 1. Appropriate evidence that the Independent contractor is operating under an existing Federally approved or sanctioned affirmative action program.
 - 2. A certificate of employee information report approval issued in accordance with N.J.A.C. 17:27-4.
 - 3. An initial employee information report (Form AA#302) provided by the Affirmative Action Office and completed by the contractor in accordance with N.J.A.C. 17:27-4


 BANC3, INC.,
 300 ALEXANDER PARK, SUITE 300
 PRINCETON, NEW JERSEY 08540

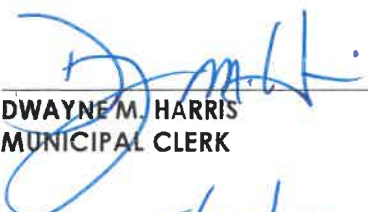



4/17/2019
 DATE

Seal: _____
 Attest:  4/17/19



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

ATTEST:

 DWAYNE M. HARRIS
 MUNICIPAL CLERK
 DATE 05/02/19

CITY OF TRENTON

 W. REED GUSCIORA, ESQ.
 MAYOR
 DATE 4-25-19

**CITY OF TRENTON
DIVISION OF TRAFFIC
REQUEST FOR PROPOSAL
RECONSTRUCTION OF WEST STATE STREET IN THE CITY OF TRENTON**

1.0 PURPOSE

The purpose and intent of this Request for Proposal is to enter into an Engineering Contract for preparation of plans and specifications for the Reconstruction of West State Street between Calhoun Street and Prospect Street in The City of Trenton

2.0 SCOPE OF WORK

The services to be provided includes all surveying of the existing roadway, curbs and sidewalk area and locations of all buildings fronting on each side of the roadway location of all underground and above ground utilities. Review of all existing plans on file in the Engineering Office of the City of Trenton and preparing Existing Condition Plans of the roadway, curbs, sidewalk area, preparing a Topographic Survey of the above areas, including top of curb, gutters, centerline of roadway and sidewalk, sidewalk elevations and spot shots, elevations of all utility manholes and valve covers. All of the above information will be plotted on Plan and Profile at a scale appropriate for the project but no less than 1"=20' from the asbuilt information. Demolition and Construction Plans shall be prepared, which will show the items to be removed and the items to be reconstructed, including new centerline profile, top of curb and sidewalk elevations. The plan set shall be of such detail that they can be used for Public Bidding of the improvements. Application and plans for the Soil Erosion Sediment Control Certification shall be prepared and submitted to the District.

The Contract also includes the preparation of a Project Manual containing the instruction to Bidders, the Form of Proposal, the Standard General Conditions, any Supplemental Conditions, Prevailing Wage Rate Determination and the Supplementary Specifications for State Aid Projects.

The project is being funded by an allotment from the New Jersey Department of Transportation Municipal Aid Program and the successful engineering firm will be required to administer the project in accordance with the NJDOT Trust Fund Authority Act State Aid Handbook for "Procedures for State Aid to Counties and Municipalities". This includes review of Bids received, recommendation to the City of Trenton on Contract Award, preparation of Bid Tabulation Sheet of Bids received, approval of Contractor's Monthly Estimates, payment submissions to NJDOT for reimbursement along with periodic inspection of the work to certify the items of completion and resolution of any matters that may arise during construction. The proposal shall also include costs for full time inspection during the milling and paving phase of the project. Periodic inspection of the work of the Contractor will be performed by the City. The plans, specifications and related documents must be prepared in accordance with the Local Public Contracts Law – N.J.S.A. 40A:11-1 et. Seq. and the NJDOT Standard Specifications for Road and Bridge Construction, 2001 Edition. The NJDOT Complete Streets Checklist shall also be utilized for the design of the project.

3.0 PROPOSED DUE DATE

Proposals must be submitted to the Purchasing Agent, Ms. Isabel Garcia, QPA, Purchasing Agent, City of Trenton, City Hall, 319 East State Street, Trenton, NJ 08608 on **JUNE 13, 2018 PRIOR TO 11:00AM**. The City of Trenton will not assume responsibility for any proposal received after the mandatory due date and time.

Any proposal received after the prescribed due date and time will not be accepted.