

RESOLUTION

20-508

No. _____

Approved as to Form and Legality

JOHN MORELLI CITY ATTORNEY

Date of Adoption _____

Factual content certified by

MARK LAVENBERG, ACTING INTERIM DIRECTOR
OF WATER AND SEWER

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 MULTIPLE VENDORS ON AN AS NEEDED BASIS IN AN AMOUNT NOT TO EXCEED \$600,000.00 RFP2020-30

WHEREAS, the City has a need for Engineering and Consulting Services for a period of one (1) year for the City of Trenton, Department of Water and Sewer; and

WHEREAS, a request for proposals was advertised, and ten (10) proposals were received on July 22, 2020 and were evaluated by a committee based on criteria that included, experience, understanding of requirements and cost; and

WHEREAS, the proposals of Suburban Consulting Engineers, 96 US Highway 206, Suite 101, Flanders, New Jersey 07836, Barton & Loguidice, D.P.C., 443 Electronics Parkway, Liverpool, New York 13088, Mott MacDonald, P.O. Box 358061, Pittsburgh, PA 15251-5061, and Paulus, Sokolowski & Sartor, LLC, P.O. Box 4039, Warren, New Jersey 07059 were 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 \$600,000.00 have been certified to be available in the following account number(s): 1-05- -55-5500-889 (\$125,000.00-Suburban Consulting Engineers), 1-05- -55-5500-899 (\$150,000.00- Barton & Loguidice, D.P.C.), 1-05- -55-5500-899 (\$175,000.00-Mott MacDonald), and 1-05- -55-5500-899 (\$150,000.00-Paulus, Sokolowski & Sartor, LLC); and

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 Suburban Consulting Engineers, 96 US Highway 206, Suite 101, Flanders, New Jersey 07836, Barton & Loguidice, D.P.C., 443 Electronics Parkway, Liverpool, New York 13088, Mott MacDonald, P.O. Box 358061, Pittsburgh, PA 15251-5061, and Paulus, Sokolowski & Sartor, LLC, P.O. Box 4039, Warren, New Jersey 07059 for Engineering and Consulting Services in an amount not to exceed \$600,000.00 for a period of one (1) year on an as needed basis for the City of Trenton, Department of Water and Sewer.
2. This contract is awarded pursuant to the authority set forth in the Local Public Contracts Law at N.J.S.A. 40A:11-5.
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 | ✓ | | | | MCBRIDE | | ✓ | | | VAUGHN | | ✓ | | |
| CALDWELL WILSON | ✓ | | | | MUSCHAL | ✓ | | | | | | | | |
| HARRISON | ✓ | | | | RODRIGUEZ | | ✓ | | | | | | | |

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

Kathy McBride
President of Council

Mta 17
City Clerk

September 17, 2020

PROFESSIONAL SERVICES CONTRACT

**RFP2020-30
RESOLUTION 20-508**

THIS CONTRACT, made this 18TH day of **SEPTEMBER 2020** 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 **SUBURBAN CONSULTING ENGINEERS, 96 US HIGHWAY 206, SUITE 101, FLANDERS, NEW JERSEY 07836** (CONTRACTOR").

WHEREAS, the City has a need for **ENGINEERING AND CONSULTING SERVICES** for the City of Trenton, Department of Water and Sewer.

WHEREAS, Contractor agrees to provide **ENGINEERING AND CONSULTING SERVICES** for the City of Trenton, Department of Water and Sewer 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 AND CONSULTING SERVICES for the City agrees to retain **SUBURBAN CONSULTING ENGINEERS, 96 US HIGHWAY 206, SUITE 101, FLANDERS, NEW JERSEY 07836** ("the request of and under the general supervision of the City of Trenton, Department of Water and Sewer.

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 September 4, 2020 to September 3, 2021 in an amount not to exceed \$125,000.00.

- 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 #20-508** 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 Water and Sewer.
- 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:

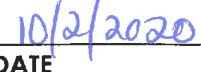
- a. Contractor, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, sex, gender identity or expression, affectional or sexual orientation, disability or nationality. Contractor will take affirmative action 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


SUBURBAN CONSULTING ENGINEERS
96 US HIGHWAY 206, SUITE 101
FLANDERS, NEW JERSEY 07836


DATE

Seal: 

Attest: 
Leann E. Phil - Asst. Corp. Sec.

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

ATTEST:


MATTHEW H. CONLON, RMC
MUNICIPAL CLERK

DATE

CITY OF TRENTON


W. REED GUSCIORA, ESQ.
MAYOR

DATE


DATE

Furthermore, TWW is under the oversight of the Board of Public Utilities (BPU) with respect to its service to customers in Ewing, Hamilton, Hopewell, and Lawrence Townships. In addition, the City of Trenton is subject to the oversight of the Division of Community Affairs (DCA) with a Memorandum of Understanding (MOU).

II. SCOPE OF WORK

Trenton Water Works is seeking qualified engineering consulting firms to submit proposals to provide the necessary services to comply with environmental regulatory compliance issues for the period of 1 year from the date of contract award. The total contract value to be award shall not to exceed \$600,000. The total contract value will be divided between 1-4 of the most qualified firms as determined through TWW's evaluation process. Contract value offered to each respective firm will be determined at TWW's discretion. The minimum contract value shall be \$100,000.

Experience desired for this contract include, but are not limited to:

1. Regulatory Compliance Support
2. Permitting – Air, Water, Wastewater, Land Use, etc.
3. General Engineering Services: Including the study, planning, design and bid, and construction oversight of capital improvement projects.
4. Water Quality and Hydraulic Modeling
5. Emergency Response Plan Assistance
6. Development of Standard Operating Procedures
7. Geographic Information System Mapping and Support

Winning firms may be required to submit subtask cost proposals prior to authorization of support services related to this contract. Work done to formulate the cost proposals will not be compensated. Additionally, hiring and retaining a sub-consultant (if needed) shall be limited to mark-up percentage of 10%.

III. PROPOSAL FORMAT AND CONTENT

Firms shall submit their proposals in accordance with the following:

1. Cover Letter - a brief cover letter summarizing the key points of the firm's proposal.
2. Organization and management - including the following: