

# Resolution of the City of Newark, N.J.

SEP 20 2017

NO. 7R1-A

Date of Adoption \_\_\_\_\_

## Title Page

**Dept/ Agency:** Administration/Division of Central Purchasing**Action:** ( ) Ratifying (X) Authorizing ( ) Amending**Type of Service:** Use of State Contract T-2006**Purpose:** Purchase of Four (4) Vehicles, Passenger Vans**Entity Name(s)/Address(s):** Mall Chevrolet Inc., 75 Haddonfield Road, Cherry Hill, New Jersey 08002**Contract Amount:** Amount not to exceed \$91,560.00**Funding Source:** Capital Budget/ Department of Public Works, Fund: NW045-17G-17A15-94710-B2017 and Grant Fund: NW051-G13-3N340-94340-B2013**Contract Period:** Upon approval by Municipal Council through December 2, 2017**Contract Basis:** ( ) Bid (X) State Vendor ( ) Prof. Ser. ( ) EUS

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

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

**Additional Information:**

Two (2) Purchase Orders have already been issued for the full cost of the contract (copies attached), therefore, pursuant to N.J.A.C. 5:30-5.4(a)(6), the certification of availability of funds was executed through the budgetary accounting encumbrance process.

CITY CLERK'S OFFICE  
 NEWARK, N.J.  
 ROOM 415  
 2011 OCT -6 P 12:15

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified by

\_\_\_\_\_  
Corporation Counsel\_\_\_\_\_  
Title

Council Member \_\_\_\_\_

presents the following Resolution:

# Resolution of the City of Newark, N.J.

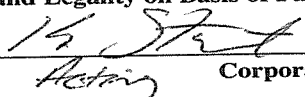
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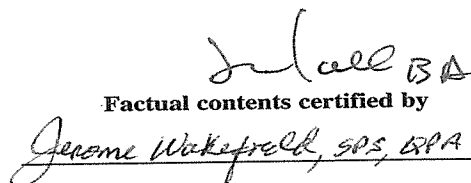
Date of Adoption \_\_\_\_\_

Approved as to Form and Legality on Basis of Facts Set Forth

Factual contents certified by



Acting Corporation Counsel



Title

Council Member council of the whole presents the following Resolution:

**WHEREAS**, the City of Newark's Department of Public Works is in need of four (4) passenger vans (see "Award Letter" and "Recommendation Letter" attached hereto); and

**WHEREAS**, the City of Newark through its Supervising Procurement Specialist, QPA, wishes to utilize a certain State Cooperative Purchasing Contract, more specifically, Term Contract T-2006, Mall Chevrolet Inc. 75 Haddonfield Road, Cherry Hill, New Jersey 08002, as amended (hereinafter referred to as the "State Contract" (copy attached), to purchase four (4) "2017 Chevrolet Express 2500 Wagon LS" vehicles from an authorized vendor under the New Jersey Cooperative Purchasing Program 1-NJCP, pursuant to N.J.A.C. 5:34-7.29; and

**WHEREAS**, the purchase of goods/services by Local contracting units is authorized by Local Public Contracts Law, N.J.S.A. 40A: 11-12; and

**WHEREAS**, in accordance with N.J.S.A. 40A:11-11(5), N.J.S.A. 52:25-16.1 et seq. and N.J.A.C. 5:34-1.7, all Cooperative Purchasing Program participants are responsible for ensuring that the Purchase Order issued reflects the correct contract item pricing and that payment is processed accordingly, only the items/services specified in the applicable State contract(s) may be purchased from the contract vendor(s) of record, and Cooperative Purchasing participants assume full responsibility for all purchase transactions issued through State contracts, including Purchase Orders, delivery compliance, and payments; and

**WHEREAS**, the Supervising Procurement Specialist, QPA, recommends the utilization of the State Contract with vendor Mall Chevrolet Inc., 75 Haddonfield Road, Cherry Hill, New Jersey 08002, to purchase four (4) "2017 Chevrolet Express 2500 Wagon LS" vehicles commencing upon adoption of this resolution through completion of deliveries, which shall be no later than December 02, 2017; and

**WHEREAS**, the vehicles being purchased meet the specifications required by the City's Department of Public Works; and

**WHEREAS**, usage of the State Contract provides the required four (4) vehicles at a cost of \$22,890.00 per vehicle, for a total cost of \$91,560.00.

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

1. Pursuant to N.J.S.A. 40A:11-1 et seq., and N.J.A.C. 5:34-7.29, the Mayor or his designee, the Supervising Procurement Specialist, QPA, are hereby authorized to utilize, enter into and execute State Cooperative Purchasing Contract T-2006, Section 3, Vendor Contract Number 88229, as amended, pursuant to which the

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City will purchase from Mall Chevrolet Inc., 75 Haddonfield Road, Cherry Hill, New Jersey 08002, four (4) "2017 Chevrolet Express 2500 Wagon LS" vehicles, at a cost of \$22,890.00 per vehicle, for a total cost not to exceed \$91,560.00, commencing upon adoption of this resolution through completion of deliveries, which shall be no later than December 2, 2017.

2. All purchases, purchase orders and other related documentation shall be in accordance with the State Contract, and State of New Jersey Standard Terms and Conditions (copy attached), Method of Operation and Third Party Agreement/Three Party Agreement (if applicable) as contained in the State Contract Documentations and Agreements.
3. There shall be no amendment of the contract without the approval of the Municipal Council by resolution.
4. There shall be no advance payment on this State Contract in accordance with N.J.S.A. 40A: 5-16.
5. Funds for the purchase of these vehicles are encumbered on purchase order NW045 #0000002459 Capital Fund NW045-17G-17A15-94710-B2017 \$45,780.00 and purchase order NW051 #000030899 Fund NW051-G13-3N340-94340-B2013 \$45,780.00 (copies of said Purchase Orders are attached). This contract shall not exceed a total of \$91,560.00.
6. This contract complies with Local Pay-to-Play, N.J.S.A. 19:44A-20.5, as a state contract award and constitutes a fair and open procedure.
7. A copy of the fully executed contract shall be provided to the City Clerk by the City's Supervising Procurement Specialist.
8. 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 20 business days following such authorization, 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, the Supervising Procurement Specialist, QPA, to utilize the State Cooperative Purchasing Contract T-2006, as amended, pursuant to which the City will purchase from Mall Chevrolet Inc., 75 Haddonfield Road, Cherry Hill, New Jersey 08002, four (4) "2017 Chevrolet Express 2500 Wagon LS" vehicles, at a cost of \$22,890.00 per vehicle, for a total cost not to exceed \$91,560.00, commencing upon adoption of this resolution through completion of deliveries, which shall be no later than December 2, 2017.

CERTIFIED TO BY ME THIS

OCT 06 2017

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RECORD OF COUNCIL VOTE ON FINAL PASSAGE														
Council Member	AYE	NAY	NV	AB	Council Member	AYE	NAY	NV	AB	Council Member	AYE	NAY	NV	AB
Amador	✓				Chaneyfield Jenkins	✓				Quintana	✓			
Gonzalez	✓				McCallum, Jr.	✓				Ramos, Jr.	✓			
James	✓				Osborne	✓				Crump, President				✓
✓ Indicates Vote					AB - Absent					NV - Not Voting				

Adopted at a meeting of the Municipal Council of the City of Newark, N.J.,

SEP 20 2017

*Augusto Amador*  
President of the Council

*Kenneth*  
City Clerk