

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

7R1-d 010919

NO. 7R1-DDate of Adoption JAN 09 2019

## Title Page

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

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

**Type of Service:** Use of State Term Contract T-0099 Vehicles, Automobiles, Sedans/Crossover

**Purpose:** To purchase one (1) 2018 Dodge Journey SE FWD Vehicle

**Entity Name(s)/Address(s):** Hertrich Fleet Services, 1427 Bay Road, Milford, Delaware 19963

**Contract Amount:** \$17,999.00

**Funding Source:** NW051-G13-D13MO-94310-B2013

**Contract Period:** Upon approval by Municipal Council with delivery date no later than February 8, 2019

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

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

( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) N/A

**Additional Information:**

Pursuant to N.J.S.A. 40A:11-2(21), this is a one-time purchase; the Purchase Order is the contract.

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

Factual contents certified by

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

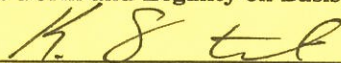
\_\_\_\_\_  
Title

Council Member \_\_\_\_\_ presents the following Resolution:

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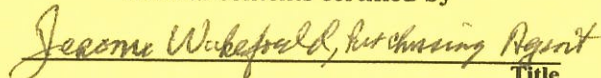
NO. 781-DDate of Adoption JAN 09 2019

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



Corporation Counsel

Factual contents certified by



Title

Council Member council of the whole presents the following Resolution:

**WHEREAS**, the City of Newark (hereinafter "City"), through its Qualified Purchasing Agent (QPA), wishes to utilize State Term Contract T-0099 Vehicles, Automobiles, Sedans/Crossover to purchase one (1) 2018 Dodge Journey SE FWD vehicle 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 are 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 may be purchased from the contract vendor(s) of record. Cooperative Purchasing participants assume full responsibility for all purchase transactions issued through State Contracts including Purchase Orders, delivery compliance, and payments; and

**WHEREAS**, the City wishes to utilize State Term Contract T-0099 Vehicles, Automobiles, Sedans/Crossover awarded to Hertrich Fleet Services, Contract #86922, for the purchase of one (1) 2018 Dodge Journey SE FWD vehicle for the Department of Economic and Housing Development upon approval of this resolution by the Municipal Council with delivery date no later than February 8, 2019; and

**WHEREAS**, the QPA recommends the utilization of this State Contract award based on the requirements furnished by the Department of Economic and Housing Development; and

**WHEREAS**, usage of this contract will provide one (1) 2018 Dodge Journey SE FWD vehicle at a cost not to exceed Seventeen Thousand Nine Hundred Ninety-Nine Dollars and Zero Cents (\$17,999.00).

**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 Qualified Purchasing Agent (QPA) is authorized to utilize State Term Contract T-0099 Vehicles, Automobiles, Sedans/Crossover awarded to Hertrich Fleet Services, 1427 Bay Road, Milford, Delaware 19963, under Contract #86922, to purchase one (1) 2018 Dodge Journey SE FWD vehicle on behalf of the City of Newark, Department of Economic and Housing Development, for the period commencing



JAN 09 2019

upon approval of this resolution by the Municipal Council until the date of complete delivery, no later than February 8, 2019.

2. All purchases, Purchase Orders and other related documentation shall be in accordance with the relevant State Contract, State of New Jersey Standard Terms and Conditions, 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 this resolution without the approval of the Municipal Council.
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 this vehicle is encumbered on Purchase Order NW051-0000033292, Funding Source NW051-G13-D13MO-94310-B2013. This contract is for an amount not to exceed Seventeen Thousand Nine Hundred Ninety-Nine Dollars and Zero Cents (\$17,999.00).
6. This contract complies with Local Pay-to-Play Law, N.J.S.A. 19:44A-20.5, as a State Contract award and constitutes a fair and open procedure.
7. The Office of Central Purchase shall forthwith file a duly executed copy of the contract(s), attached hereto, in the Office of the City Clerk, if applicable. The contract comprises of the attached Notice of Award, the Purchase Order and this resolution.
8. If required by State Law, the City Clerk shall provide the appropriate usage of this Notice of 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, the Qualified Purchasing Agent (QPA), to utilize State Term Contract T-0099 Vehicles, Automobiles, Sedans/Crossover awarded to Hertrich Fleet Services, 1427 Bay Road, Milford, Delaware 19963, under Contract #86922, to purchase one (1) 2018 Dodge Journey SE FWD vehicle on behalf of the City of Newark, Department of Economic and Housing Development, for the period commencing upon adoption of this resolution by the Municipal Council until the date of complete delivery, no later than February 8, 2019, at a cost not to exceed Seventeen Thousand Nine Hundred Ninety-Nine Dollars and Zero Cents (\$17,999.00).

CERTIFIED TO BY ME THIS  
JAN 11 2019

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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			✓		McCallum, Jr.	✓				Quintana, Vice Pres.	✓			
Gonzalez	✓				McIver	✓				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.,

JAN 09 2019

*Andrew C. Crump*

President of the Council

*Kenneth*

016

City Clerk