

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

NO. 7R1 FDate of Adoption AUG 07 2019

## Title Page

**Dept/ Agency:** Administration/Division of Central Purchasing**Action:** ( ) Ratifying (X) Authorizing ( ) Amending**Type of Service:** Bid Contract(s)**Purpose:** Maintenance and Repair: Harley Davidson Motorcycles (Require Genuine Auto Parts)**Entity Name(s)/Address(s):** Johnny Cycle Motorcycle Recovery, LLC, 18 Ropes Place, Newark New Jersey 07107**Contract Amount:** \$160,000.00**Funding Source:** 2019 Budget/Department of Public Works, Division of Motors/NW011-060-0602-71830-B2019**Contract Period:** To be established for a period not to exceed (2) years**Contract Basis:** (X) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS

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

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

**Additional Information:**

To provide maintenance and repair with genuine parts to Harley Davidson Motorcycles for the Department of Public Works, Division of Motors.

Advertised Date: February 19, 2019

Bids Solicited: Eleven (11)

Bids Received: One (1)

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.

NO. 7R1-FDate of Adoption AUG 07 2019

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

K. J. [Signature]  
Corporation Counsel

Factual contents certified by

Jerome Wakefield  
Purchasing Agent  
Title

Council Member Gonzalez presents the following Resolution:

**WHEREAS**, on February 19, 2019, the City of Newark through its Purchasing Agent, QPA, advertised to solicit bids for contractors to provide Maintenance and Repair: Harley Davidson Motorcycles (Require Genuine Auto Parts) for the Department of Public Works/Division of Motors, as described in the attached bid proposal; and

**WHEREAS**, the Division of Central Purchasing also distributed eleven (11) bid proposal packages to prospective vendors following the date of advertisement; and

**WHEREAS**, the Division of Central Purchasing also published the bid on the City website for access and downloading by vendors; and

**WHEREAS**, on March 7, 2019, the Division of Central Purchasing received one (1) bid in response to this advertisement; and

**WHEREAS**, the Manager of the Division of Motors recommended that an award be made to Johnny Cycle Motorcycle Recovery, LLC, the only responsive and responsible bidder; and

**WHEREAS**, the Purchasing Agent, QPA, concurs with the recommendation from the Department of Public Works, Division of Motors, a single award be made to Johnny Cycle Motorcycle Recovery, LLC, 18 Ropes Place, Newark, New Jersey 07107; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-24, the recommended bidder consented to holding their prices beyond sixty (60) days; and

**WHEREAS**, pursuant to N.J.S.A. 19:44A20.5 et seq., solicitations through public bidding in accordance with N.J.S.A. 40A:11-1 et seq. meets the requirements of the fair and open process.

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

1. The Mayor and/or his designee, the Purchasing Agent, QPA, are authorized to enter into and execute a contract with: Johnny Motorcycle Recovery, LLC, 18 Ropes Place, Newark New Jersey 07107; to provide Maintenance and Repair: Harley Davidson Motorcycles (Require Genuine Auto Parts for the City of Newark, Department of Public Works/Division of Motors, whose bid was received on the advertised due date and determined to be the only responsive and



responsible bidder. The term of the contract will be established for two (2) years, pursuant to N.J.S.A. 40A:15.

2. There shall be no amendment or change of this contract without the approval of the Municipal Council.
3. There shall be no advance payment on this contract in accordance with N.J.S.A. 40A:5-16. Funds for 2019 and subsequent years are contingent upon appropriations, pursuant to N.J.A.C. 5:30-5.5(d)(2).
4. This is an open-ended contract to be used as needed during the term of the contract. Thus, for any and all expenditures against this contract, a certification of the availability of sufficient funds, as required by N.J.A.C. 5:30-5.5(b)(2), shall be executed before a contractual liability is incurred each time an order is placed from Account Code Line: NW011-060-0602-71830-B2019. This contract shall not exceed One Hundred and Sixty Thousand Dollars and Zero Cents (\$160,000.00) for two (2) years for one (1) vendor.
5. The Purchasing Agent, QPA, shall file a duly executed copy of this contract in the Office of the City Clerk.
6. 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 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

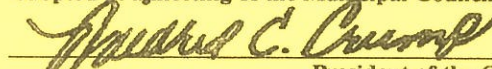
This resolution authorizes the Mayor and/or his designee, the Purchasing Agent, QPA, to enter into and execute a contract with: Johnny Cycle Motorcycle Recovery, LLC, 18 Ropes Place, Newark New Jersey 07107, to provide Maintenance and Repair: Harley Davidson Motorcycles (Require Genuine Auto Parts to the City of Newark, Department of Public Works/Division of Motors, at a cost not to exceed One Hundred and Sixty Thousand Dollars and Zero Cents (\$160,000.00) for two (2) years.

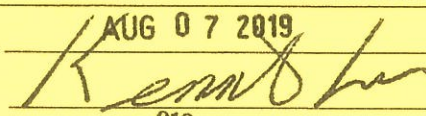
CERTIFIED TO BY ME THIS  
AUG 09 2019

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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.,

  
President of the Council

AUG 07 2019  
  
016  
19-0640  
City Clerk