



Legislation Details (With Text)

**File #:** 15-0951      **Version:** 1      **Name:** Water Systems Repair Parts & Fittings  
**Type:** Resolution      **Status:** Filed  
**File created:** 5/6/2015      **In control:** Administration  
**On agenda:** 7/1/2015      **Final action:** 7/1/2015

**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Bid Contract(s)  
Purpose: Water Systems Repair Parts and Fittings  
Entity Name(s)/Address(s): (1.) Capitol Supply Construction Co.,149 Old Turnpike Road, Wayne, New Jersey 07470, ( 2.) HD Supply Waterworks, LTD, 61 Gross Avenue, Edison, New Jersey 08837  
Contract Amount: \$170,000.00  
Funding Source: City of Newark Budget/ Department of Water and Sewer Utilities  
Contract Period: To be established for a period not to exceed two years  
Contract Basis: ( X ) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS  
( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a  
Entity Name/Address:  
Additional Information:  
Adv. 2/24/15  
Bids Solicited: Ten (10)  
Bids Received: One (1)  
Bid(s) Rejected: One (1)  
Re-Adv. 3/24/15  
Bids Solicited: Four (4)  
Bids Received: Two (2)

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
7/1/2015	1	Municipal Council	Adopt	Pass

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**WHEREAS**, on February 24, 2015, the City of Newark, through its Purchasing Director, advertised to solicit bids for contractor(s) to provide, **Water Systems Repair Parts and Fittings**, to the Department of Water and Sewer Utilities, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing distributed ten (10) bid proposal packages to prospective vendors following the date of advertisement; and

**WHEREAS**, on March 12, 2015, one (1) bid was received in response to this advertisement; and

**WHEREAS**, the bid received on March 12, 2015 was rejected by the Department of Water and Sewer Utilities as non-responsive to the specifications with an excessive number of no bid items; and

**WHEREAS**, on March 24, 2015, the City of Newark, through its Purchasing Director, re-advertised to solicit bids for contractor(s) to provide, **Water Systems Repair Parts and Fittings**, to the Department Water and Sewer Utilities, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing distributed four (4) bid proposal packages to the prospective vendors following the date of re- advertisement; and

**WHEREAS**, on April 9, 2015, two (2) bids were received in response to this re-advertisement; and

**WHEREAS**, the Department of Water and Sewer Utilities recommends that a dual line item award be made to **Capitol Supply Construction Co. and HD Supply Waterworks, LTD**, the only responsive responsible bidders; and

**WHEREAS**, the Purchasing Director concurs with the recommendation of a dual line item award be made to **Capitol Supply Construction Co. and HD Supply Waterworks, LTD**, the only responsive responsible bidders; and

**WHEREAS**, pursuant to N.J.S.A.40A:11-24, the selected responsible bidders consented to hold prices until such time as an award is made; and

**WHEREAS**, pursuant to N.J.S.A.19:44A-20.5 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 Director, are hereby authorized to enter into a contract with Capitol Supply Construction Co., 149 Old Turnpike Road, Wayne, New Jersey 07470, **to receive line items #1, 3 & 4, 6, 9, 11-15, 17, 20-25, 28-39, 41-59 and 64 for year one and year two, and line items # 5 for year one only and line items # 8, 10 and 40, for year two only**

**(various brands, types and sizes), and; HD Supply Waterworks, LTD, 61 Gross Avenue, Edison, New Jersey 08837, to receive line items #7, 18 &19, 26 & 27, 60-63, 65-74, for year one and year two, and line items # 8, 10 and 40 for year one only, and line item # 5 for year two only (various brands, types and sizes), to provide Water Systems Repair Parts and Fittings, to the City, whose bids were received on the advertised due date and determined to be the only responsive responsible bidders, based on line item awards in accordance with the bid specifications. The term of the contract will be established for a two (2) year term, pursuant to N.J.S.A.40A:11-3.b**

2. There shall be no amendment or change of this contract without the approval of the Municipal Council by resolution.

3. There shall be no advance payment on this contract in accordance with N.J.S.A. 40A:5-16. Funds for 2015 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 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, covering the amount of the order. This contract shall not exceed \$170,000.00 for two (2) years.

5. A duly executed copy of the contract shall be forthwith filed in the Office of the City Clerk by the Purchasing Director.

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 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 contract is awarded to **Capitol Supply Construction Co. and HD Supply Waterworks, LTD**, to provide **Water Systems Repair Parts and Fittings**, to the City of Newark, at a cost not to exceed \$170,000.00 for two (2) years for two (2) vendors.