



Legislation Details (With Text)

**File #:** 19-1521      **Version:** 1      **Name:** M0003 SOFTWARE, LICENSE, MAINTENANCE, SUPPORT, AND RELATED SERVICES  
**Type:** Resolution      **Status:** Adopted  
**File created:** 9/24/2019      **In control:** Administration  
**On agenda:** 2/5/2020      **Final action:** 2/5/2020

**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Use of State Contract(s) #M0003 Software, License, Maintenance, Support, and Related Services  
Purpose: To provide broadcast equipment for the Department of Administration, Office of Communications.  
Entity Name(s)/Address(s): SHI International Corp., 290 Davidson Avenue Somerset, New Jersey 08873  
Contract Amount: Not to exceed \$52,000.00  
Funding Source: 2005 Budget/Department of Administration, Office of Communications/NW045 005-05A17-94710-B2005  
Contract Period: Upon adoption by the Municipal Council through June 30, 2020, inclusive of extensions by the State  
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. The purpose of this purchase is to provide broadcast equipment for the Department of Administration, Office of Communications.

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
2/5/2020	1	Municipal Council	Adopt	Pass

**Dept/ Agency:** Administration/Division of Central Purchasing  
**Action:** ( ) Ratifying (X) Authorizing ( ) Amending  
**Type of Service:** Use of State Contract(s) #M0003 Software, License, Maintenance, Support, and Related Services  
**Purpose:** To provide broadcast equipment for the Department of Administration, Office of Communications.  
**Entity Name(s)/Address(s):** SHI International Corp., 290 Davidson Avenue Somerset, New Jersey 08873  
**Contract Amount:** Not to exceed \$52,000.00  
**Funding Source:** 2005 Budget/Department of Administration, Office of Communications/NW045 005-05A17-94710-B2005  
**Contract Period:** Upon adoption by the Municipal Council through June 30, 2020, inclusive of extensions by the State  
**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. The purpose of this purchase is to provide broadcast equipment for the Department of Administration, Office of Communications.

**WHEREAS**, the City of Newark, pursuant to N.J.S.A. 40A:11-12(a) and N.J.A.C. 5:34-7.29(c), may by resolution and without publicly advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State Contract entered into on behalf of the State by the Division of Purchasing and Property in the Department of Treasury; 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. 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 of Newark, Office of Communications, wishes to utilize Term Contract M0003-Software, License, Maintenance, Support, and Related Services, awarded to SHI International Corp., 290 Davidson Avenue, Somerset, New Jersey 08873 (#89851), to provide broadcast equipment, upon approval of this resolution by the Municipal Council through June 30, 2020 inclusive of extensions by the State; and

**WHEREAS**, the Purchasing Agent, QPA, recommends the utilization of Term Contract M0003-Software, License, Maintenance, Support, and Related Services, awarded to SHI International Corp., (#89851) to provide broadcast equipment according to specifications required by the Office of Information Technology; and

**WHEREAS**, usage of this contract will provide broadcast equipment at a cost not to exceed Fifty-Two Thousand Dollars and Zero Cents (\$52,000.00).

**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 Purchasing Agent, QPA, is authorized to utilize Term Contract M0003-Software, License, Maintenance, Support, and Related Services, awarded to SHI International Corp., (#89851) awarded to SHI International Corp, 290 Davidson Avenue Somerset, New Jersey 08873, to provide broadcast equipment for the Office of Communications, for the period commencing upon approval of this resolution by the Municipal Council through June 30, 2020 inclusive of extensions by the State.
2. There shall be no amendments of this resolution without the approval of the Municipal Council.
3. There shall be no advance payment on this State Contract in accordance with N.J.S.A. 40A:5-16.

4. All purchases shall be in accordance with N.J.S.A. 52:25-16.1 et seq. The Purchasing Agent, QPA, is responsible for ensuring that the Purchase Order issued reflects the correct contract item pricing and that payment is processed accordingly. Only those items/services specified in the applicable Term Contract may be purchased from the contract vendors of record.
5. The Purchase Orders and other related documentation shall be in accordance with the relevant Term 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.
6. Pursuant to N.J.S.A. 40A:11-2(21), this is a one-time purchase. The Purchase Order NW045 005-05A17-94710-B2005, along with any applicable State Contract documents make up the contract. This contract shall not exceed Fifty-Two Thousand Dollars and Zero Cents (\$52,000.00).
7. 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 process.
8. The Division of Central Purchasing shall file a duly executed copy of the contract in the Office of the City Clerk, if applicable.
9. 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 utilize Term Contract M0003-Software, License, Maintenance, Support, and Related Services, (#89851), awarded to SHI International Corp., to provide broadcast equipment for the Office of Communications, for the period commencing upon approval of this resolution by the Municipal Council through June 30, 2020, at a cost not to exceed Fifty-Two Thousand Dollars and Zero Cents (\$52,000.00).