



## Legislation Details (With Text)

**File #:** 16-1669      **Version:** 1      **Name:** Paint, Painting Tools and Supplies

**Type:** Resolution      **Status:** Adopted

**File created:** 10/24/2016      **In control:** Administration

**On agenda:** 4/19/2017      **Final action:** 4/19/2017

**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
 Action: ( ) Ratifying (X) Authorizing ( ) Amending  
 Type of Service: Bid Contract(s)  
 Purpose: Paint, Supplies and Tools for Building and Swimming Pools  
 Description: Paint, Painting Tools & Supplies  
 Entity Name(s)/Address(s): Ricciardi Brothers, Inc., 1915 Springfield Avenue, Maplewood, New Jersey 07040  
 Contract Amount: Amount not to exceed \$348,800.00  
 Funding Source: City of Newark Budget/Departments of Public Works and Water and Sewer Utilities  
 Account Code Line:  
 NW011-110-1110- 83370-B2016-Public Works/Public Buildings  
 NW011-160-1604-83370-B2016-Public Works/ Sanitation  
 NW011-160-1607-83420-B2016-Public Works/ Property Clearance  
 NW037-750-7502-83370-B2016-Water and Sewer Utilities  
 Contract Period: To be established for a period not to exceed two (2) years  
 Contract Basis: (X) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS  
 ( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
 ( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a  
 Additional Information:  
 1st Advertisement Date April 21, 2015  
 Bids solicited: Five (5)  
 Bids received: One (1)  
 2nd Advertisement Date July 5, 2016  
 Bids solicited: Fourteen: (14)  
 Bids received: One (1)

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
4/19/2017	1	Municipal Council	Adopt	Pass

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1<sup>st</sup> Advertisement Date April 21, 2015

Bids solicited: Five (5)

Bids received: One (1)

2<sup>nd</sup> Advertisement Date July 5, 2016

Bids solicited: Fourteen: (14)

Bids received: One (1)

**WHEREAS**, on April 21, 2015, the City of Newark, through its Supervising Procurement Specialist, advertised to solicit bids for contractor(s) to provide Paint, Painting Tools & Supplies, to the Departments of Public Works and Water and Sewer Utilities, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing also distributed five (5) bid proposal packages to the prospective vendors following the date of advertisement; and

**WHEREAS**, on May 7, 2015, the Division of Central Purchasing received one (1) bid in response to this advertisement; and

**WHEREAS**, on July 5, 2016, the City of Newark through its Supervising Procurement Specialist re-advertised to solicit bids for contractor(s) to provide Paint, Painting Tools & Supplies, to the Departments of Public Works and Water & Sewer Utilities, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing also distributed fourteen (14) bid proposal packages to prospective vendors following the date of advertisement; and

**WHEREAS**, on July 21, 2016, the Division of Central Purchasing received one (1) bid in response to this advertisement; and

**WHEREAS**, Khalif Thomas, Manager/Public Buildings, Talib Aquil, Director/Public Works and Andrea Hall Adebowale, Director/Water and Sewer Utilities, recommends that an award for the provision of Paint, Painting Tools and Supplies to the City of Newark, be awarded to Ricciardi Brothers, Inc., the only responsive, responsible bidder; and

**WHEREAS**, the Supervising Procurement Specialist, concurs with the recommendations by Khalif Thomas, Manger/Public Buildings Talib Aquil, Director/Public Works and Andrea Hall Adebowale, Director/Water and Sewer Utilities, an award for the provision of Paint, Painting Tools and Supplies to the City of Newark, be awarded to Ricciardi Brothers, Inc., the only responsive responsible bidder; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-24, the bidder consented to holding prices bid for consideration, until such time as an award is made, as the law permits; 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 Supervising Procurement Specialist, are hereby authorized to enter into a contract with Ricciardi Brothers, Inc., 1915 Springfield Ave Maplewood, New Jersey 07040, to provide Paint, Painting Tools & Supplies to the City, whose bid was received on the advertised due date and determined to be the only responsive responsible bidder, in accordance with the bid specifications.

2. The contract will be established for a two (2) year term, pursuant to N.J.S.A.40A:11-3.

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

4. There shall be no advance payment on this contract in accordance with N.J.S.A. 40A:5-16. Funds for 2016 and subsequent years are contingent upon appropriations; pursuant to N.J.A.C. 5:30-5.5(d).

5. 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, for account code lines covering the amount of the order:

NW011-110-1110- 83370-B2016-Public Works/Public Buildings

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This contract shall not exceed \$348,800.00 for two (2) years.

6. A duly executed copy of the contract shall be forthwith filed in the Office of the City Clerk by the Supervising Procurement Specialist.

7. 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**

Resolution authorizing the Mayor and/or his designee, the Supervising Procurement Specialist, are authorized to enter into a contract with Ricciardi Brothers., Inc., 1915 Springfield Ave, Maplewood, New Jersey 07040, to provide Paint, Painting Tools & Supplies to the City, at a cost not to exceed \$348,800.00 for two (2) years..