



City of Newark

City Hall
920 Mayor Kenneth A.
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Newark, New Jersey 07102

Legislation Details (With Text)

File #: 20-0902 **Version:** 1 **Name:** Resolution: Bid Contract - Maintenance and Repair Sewer Screening Facilities Contract #07-WS2020 - Rapid Pump & Meter Service Company, Inc.,

Type: Resolution **Status:** Adopted

File created: 7/27/2020 **In control:** Water Sewer Utility

On agenda: 9/2/2020 **Final action:** 9/2/2020

Title: Dept/ Agency: Water and Sewer Utilities
 Action: () Ratifying (X) Authorizing () Amending
 Type of Service: Bid Contract
 Purpose: Maintenance and Repair Sewer Screening Facilities- Contract #07-WS2020
 Entity Name: Rapid Pump & Meter Service Company, Inc.
 Entity Address: 285 Straight Street, Paterson, New Jersey 07509
 Contract Amount: \$500,000.00
 Funding Source: 2020 Budget/Department of Water and Sewer Utilities/ NW038-800-8003-71770
 Contract Period: Two (2) years upon issuance of the Notice to Proceed
 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:
 Bids Solicited: Six (6)
 Bids Received: One (1)

Sponsors: Council of the Whole

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
9/2/2020	1	Municipal Council	Adopt	Pass

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WHEREAS, on June 23 2020, the Department of Water and Sewer Utilities, advertised to

solicit bids for Contract #07-WS2020 Maintenance and Repairs of Sewer Screening Facilities; and

WHEREAS, the Department of Water and Sewer Utilities, distributed six (6) bid specification packages to prospective vendors following the date of advertising; and

WHEREAS, on July 16, 2020 one (1) bid was received in response to this solicitation in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the Department of Water and Sewer Utilities concludes from review and evaluation that an award be made to Rapid Pump & Meter Service Co., Inc., the only responsible bidder; and

WHEREAS, pursuant to N.J.S.A. 40A:11-24, Rapid Pump & Meter Service Co., Inc., agreed to hold their prices beyond sixty (60) days; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.5 et seq., solicitation through the public bidding of Contract #10-WS2017 (Re-bid) meets the requirements of the Fair and Open Process; and

WHEREAS, the Municipal Council adopted the Contractor Pay-to-Play Reform Ordinance, R.O. 2:4-22C, which forbids the award of a contract of a business entity, as defined therein, which has made or solicited political contributions to Newark Municipal Candidates, office holders having ultimate responsibility for the award of a contract; candidate committees of the aforementioned candidates, and political or political party committees of the City of Newark or County of Essex; and continuing political committees or political action committees regularly engaged in the support of the City of Newark Municipal or County of Essex elections; and certain other political party or candidate committees, in excess of certain thresholds.

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 Director of the Department of Water and Sewer Utilities, is hereby authorized to enter into and execute a contract with Rapid Pump & Meter Service Co., Inc., 285 Straight Street, Paterson, New Jersey 07509, whose bid was received on the above advertised due date and was determined to be the lowest responsible bidder in accordance with the bid specifications. The term of the contract will be for a two (2) year period, commencing upon issuance of the Notice to Proceed from the Director of the Department of Water and Sewer Utilities, for an amount not to exceed Five Hundred Thousand Dollars and Zero Cents (\$500,000.00), pursuant to N.J.S.A. 40A:11-3(b), for the provision of Maintenance and Repairs of Sewer Screening Facilities.
2. Pursuant to N.J.A.C. 5:30-5.5, Temporary Budget, attached hereto is a Partial Certification of Funds from the Director of the Department of Finance, which states that funds in the amount of Ten Thousand Dollars and Zero Dollars and Zero Cents (\$10,000.00) are available in the 2020 Budget to perform Maintenance and Repair of Sewer Screening Facilities under Business Unit: NW038, Department ID: 800, Division/Project: 8003, Account #71770, B2020. The certification shall be filed along with the original resolution in the Office of the City Clerk. The remainder of the funding for the contract will be subject to appropriation in the 2021 and 2022 Budgets and included in a line item for the award of this contract and said funds will be certified prior to services being provided by the contractor. There will be no expenditure of funds authorized until a

Certification of Funds is obtained and a copy filed with the City Clerk.

3. Pursuant to N.J.S.A. 27:25-17, any and all debts, expenses or obligations incurred by the Department of Water and Sewer Utilities shall be payable only from funds available to the City of Newark, and no liability or obligation shall be incurred by the Department of Water and Sewer Utilities beyond the extent to which monies are available.
4. There shall be no amendment or change to the contract without approval by the Municipal Council.
5. There shall be no advance payments made against this contract in accordance with N.J.A.C. 40A:5-16.
6. The Director of the Department of Water and Sewer Utilities shall forthwith file a duly executed copy of this contract in the Office of the City Clerk.
7. This contract was solicited and awarded pursuant to the Fair and Open Procedures of the State Pay-to-Play Law (N.J.S.A. 19:44A-20.5), and pursuant to the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5 (1)(a)(i), and is in compliance with the City's Contractor Pay-to-Play reform Ordinance, R.O. 2:4-22C.
8. 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 Notice of the Office of the State Comptroller dated May 7, 2008.

STATEMENT

This resolution authorizes the Mayor and/or his designee, the Director of the Department of Water and Sewer Utilities, to enter into and execute a contract with Rapid Pump & Meter Service Co., Inc., 285 Straight Street, Paterson, New Jersey 07509, for Contract #07-WS2020, Maintenance and Repairs of Sewer Screening Facilities, for an amount not to exceed Five Hundred Thousand Dollars and Zero Cents (\$500,000.00), for the period commencing upon issuance of a Notice to Proceed from the Director of Water and Sewer Utilities and terminating two (2) years thereafter.