



Legislation Details (With Text)

**File #:** 19-0599      **Version:** 1      **Name:** Road Maintenance Salt, Bulk  
**Type:** Resolution      **Status:** Adopted  
**File created:** 4/2/2019      **In control:** Administration  
**On agenda:** 7/10/2019      **Final action:** 7/10/2019  
**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
Action:  Ratifying  Authorizing  Amending  
Type of Service: Bid Contract(s)  
Purpose: To provide sodium chloride (rock salt) in bulk quantities for the purpose of snow and ice control.  
Description: Road Maintenance Salt, Bulk  
Entity Name(s)/Address(s):  
1. Atlantic Salt Inc., 134 Middle Street, Suite 210, Lowell, Massachusetts 01852  
2. Chemical Equipment Labs of DE Inc., 3920A Providence Road, Newtown Square, Pennsylvania 19073  
Contract Amount: \$2,636,000.00  
Funding Source: 2019 Budget/Department of Public Works, Division of Sanitation, NW011-060-0605-83710-B2019/Department of Water and Sewer Utilities, NW037-750-7502-83710-B2019  
Contract Period: To be established for a period not to exceed two (2) years  
Contract Basis:  Bid  State Vendor  Prof. Ser.  EUS  
 Fair & Open  No Reportable Contributions  RFP  RFQ  
 Private Sale  Grant  Sub-recipient  N/A  
Additional Information:  
Advertisement Date: January 29, 2019  
Bids Solicited: Ten (10)  
Bids Received: Four (4)

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
7/10/2019	1	Municipal Council	Adopt	Pass

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**WHEREAS**, on January 29, 2019, the City of Newark, through its Purchasing Agent, QPA, advertised to solicit bids for contractors to provide sodium chloride (rock salt) in bulk quantities for the purpose of snow and ice control for the Department of Public Works and the Department of Water and Sewer Utilities; and

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

**WHEREAS**, on February 14, 2019, four (4) bids were received in response to this advertisement; and

**WHEREAS**, the Director for the Department of Public Works and the Acting Director for the Department of Water and Sewer Utilities recommended that a dual award be made to (1) Atlantic Salt Inc. and (2) Chemical Equipment Labs of DE Inc., the lowest responsible and responsive bidders per line item commodity year; and

**WHEREAS**, the Purchasing Agent, QPA, concurs with the recommendations made by the Department of Public Works and the Department of Water and Sewer that a dual award be to (1) Atlantic Salt Inc. and (2) Chemical Equipment Labs of DE Inc., the lowest responsible and responsive bidders per line item commodity year to provide sodium chloride (rock salt) in bulk quantities for the purpose of snow and ice control; 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 Purchasing Agent, QPA, are hereby authorized to enter into a contract with Atlantic Salt Inc., 134 Middle Street, Suite 210, Lowell, Massachusetts 01852, to receive line item #1 for year two (2) only and (2) Chemical Equipment Labs of DE Inc., 3920A Providence Road, Newtown Square, Pennsylvania 19073, to receive line item #1 for year one (1) only to provide sodium chloride (rock salt) in bulk quantities for the purpose of snow and ice control, whose bids were received on the advertised due date and determined to be the lowest responsive and responsible bidders per line item commodity per year in accordance with the bid specifications. The term of the contract will be established for two (2) years, pursuant to N.J.S.A. 40A:11-15.
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 2019 and subsequent years are contingent upon appropriations, pursuant to N.J.A.C. 5:30-5.5(d).
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 from Account Code Lines: (1) Department of Public Works, Division of Sanitation, NW011-060-0605-83710-B2019; and (2) Department of Water and Sewer Utilities, NW037-750-7502-83710-B2019; covering the amount of the order. This contract shall not exceed Two Million Six Hundred Thirty-Six Thousand Dollars and Zero Cents for a period to be established not to exceed two (2) years for two (2) vendors.
5. A duly executed copy of the contract shall be forthwith filed in the Office of the City Clerk by the Purchasing Agent, QPA.
6. If required by the 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 (1) Atlantic Salt Inc., 134 Middle Street, Suite 210, Lowell, Massachusetts 01852 and (2) Chemical Equipment Labs of DE Inc., 3920A Providence Road, Newtown Square, Pennsylvania 19073 to provide sodium chloride (rock salt) in bulk quantities for the purpose of snow and ice control for the Department of Public Works and the Department of Water and Sewer Utilities at a cost not to exceed Two Million Six Hundred Thirty-Six Thousand Dollars and Zero Cents for a period not to exceed two (2) years for two (2) vendors.