



Legislation Details (With Text)

**File #:** 16-0133      **Version:** 1      **Name:** Batteries Storage (Automotive)  
**Type:** Resolution      **Status:** Filed  
**File created:** 1/27/2016      **In control:** Administration  
**On agenda:** 4/20/2016      **Final action:** 4/20/2016  
**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
Action:  Ratifying  Authorizing  Amending  
Type of Service: Bid Contract(s)  
Purpose: Batteries Storage (Automotive)  
Description: Materials, Parts & Supplies  
Entity Name(s)/Address(s): (1) Samuel's, Inc. t/a Buy Wise Auto Parts, 2091 Springfield Avenue, Vauxhall, New Jersey 07088 (2) Superior Distributor Co., Inc., 4 Midland Avenue, Elmwood Park, New Jersey 07407  
Contract Amount: Cost not to exceed \$210,000.00 for two (2) years  
Funding Source: City of Newark Budget/Departments of Engineering and Water and Sewer Utilities  
Account Line Code(s): NW-011, 110-1109, 83630/B2016 - Engineering/Motors  
NW-037, 750, 7502, 83640/B2016 - Water and Sewer Utilities  
Contract Period: To be established for a period not exceeding 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:  
Advertised Date December 22, 2015  
Bids Solicited: Five (5)  
Bids Received: Two (2)

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
4/20/2016	1	Municipal Council	Adopt	Pass

**Dept/ Agency:** Administration/Division of Central Purchasing  
**Action:**  Ratifying  Authorizing  Amending  
**Type of Service:** Bid Contract(s)  
**Purpose:** Batteries Storage (Automotive)  
**Description:** Materials, Parts & Supplies  
**Entity Name(s)/Address(s):** (1) Samuel's, Inc. t/a Buy Wise Auto Parts, 2091 Springfield Avenue, Vauxhall, New Jersey 07088 (2) Superior Distributor Co., Inc., 4 Midland Avenue, Elmwood Park, New Jersey 07407  
**Contract Amount:** Cost not to exceed \$210,000.00 for two (2) years  
**Funding Source:** City of Newark Budget/Departments of Engineering and Water and Sewer Utilities  
**Account Line Code(s):** NW-011, 110-1109, 83630/B2016 - Engineering/Motors  
NW-037, 750, 7502, 83640/B2016 - Water and Sewer Utilities  
**Contract Period:** To be established for a period not exceeding 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:**

Advertised Date December 22, 2015

Bids Solicited: Five (5)

Bids Received: Two (2)

**WHEREAS**, on December 22, 2015, the City of Newark, through its Supervising Procurement Specialist, advertised to solicit bids for contractor(s) to provide, Batteries Storage (Automotive), to the Departments of Engineering and Water and Sewer Utilities, as per the bid proposal attached hereto; and

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

**WHEREAS**, on January 7, 2016, the City received two (2) bids in response to this advertisement; and

**WHEREAS**, the Manager of the Division of Motors recommends a dual award be made to Samuel's, Inc. t/a Buy Wise Auto Parts and Superior Distributor Co., Inc., the only, responsive and responsible bidders; and

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

**WHEREAS**, the Supervising Procurement Specialist concurs with the recommendation to award contracts to Samuel's, Inc. t/a Buy Wise Auto Parts and Superior Distributor Co., Inc., the only responsive, responsible bidders to provide, Batteries Storage, (Automotive) to the City; 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 Samuel's, Inc. t/a Buy Wise Auto Parts, 2091 Springfield Avenue, Vauxhall, New Jersey 07088; to provide AC Delco Batteries and Superior Distributor Co., Inc., 4 Midland Avenue, Elmwood Park, New Jersey 07407, to provide Excide Batteries to the City, whose bids were received on the advertised due date and determined to be the only responsive, responsible bidders 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:11-3.

2. There shall be no amendment or change to 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 2016 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: NW-011, 110-1109, 83630 B2016 - Engineering, Motors and NW-037, 750, 7502, 83640 B2016 - Water and Sewer Utilities covering the amount of the order. This contract shall not exceed \$210,000.00 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 Supervising Procurement Specialist.

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 Resolution authorizes the Mayor and/or his designee, the Supervising Procurement Specialist, to enter into a contract with Samuel's, Inc. t/a Buy Wise Auto Parts, 2091 Springfield Avenue, Vauxhall, New Jersey 07088 and Superior Distributor Co., Inc., 4 Midland Avenue, Elmwood Park, New Jersey 07407, to provide Batteries Storage (Automotive), to the City of Newark, at a cost not to exceed \$210,000.00 for two (2) years for two (2) vendors.