



Legislation Details (With Text)

**File #:** 13-1370      **Version:** 1      **Name:** OUTDOOR EQUIPMENT POWERED (GENERATORS)  
**Type:** Resolution      **Status:** Filed  
**File created:** 7/10/2013      **In control:** Administration  
**On agenda:** 11/7/2013      **Final action:** 11/7/2013  
**Title:** Dep't/ Agency: Administration/Division of Central Purchasing  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Bid Contract(s)  
Purpose: Outdoor Equipment Powered (Generators)  
Entity Name(s)/Address(s): Colonial Hardware Corporation  
33 Commerce Street, Springfield, New Jersey 07081  
Contract Amount: Not to exceed \$450,000.00  
Funding Source: City of Newark Budget, Departments of Engineering, Neighborhood and Recreational Services, Fire and the Water & Sewer Utilities Budget  
Contract Period: To be established for a two (2) year term  
Contract Basis: (X) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS  
( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a  
Entity Name/Address:  
(List vendors here - only if list is long)  
Additional Information:  
Number of Bids Solicited: Ten (10) Number of Bids Received: Two (2)

**Sponsors:**

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
11/7/2013	1	Municipal Council	Adopt	Pass

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**WHEREAS**, on April 16, 2013, the City of Newark (hereinafter referred to as the "City") through its Purchasing Director, advertised to solicit bids for contractor(s) to provide, **Outdoor Equipment, Powered (Generators)**, to the Department of Engineering for the divisions of Public Buildings and Motors, the Department of Neighborhood and Recreational Services for the Division of Sanitation, Department of Fire and Water and Sewer Utilities, as per the bid proposal attached hereto; and

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

**WHEREAS**, on May 2, 2013, two (2) bids were received in response to this advertisement; and

**WHEREAS**, the Purchasing Director recommends an award be made to **Colonial Hardware Corporation**, the lowest responsible bidder; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-24, the selected responsible bidder consented to hold prices until such time as an award is made; 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 Director, are hereby authorized to enter into a contract with **Colonial Hardware Corporation, 33 Commerce Street, Springfield, New Jersey 07081**, to provide **Outdoor Equipment, Powered (Generators)**, to the City, whose bid was received on the advertised due date and determined to be the lowest responsible bidder, in accordance with the bid specifications. The term of the contract will be established for a two (2) year term, pursuant to N.J.S.A.40A:11-3.

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 2013 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, covering the amount of the order. This contract shall not exceed \$450,000.00 for two (2) years.

5. Pursuant to N.J.S.A. 27:25-17, any and all debts, expenses or obligations incurred by the City shall be payable only from funds available to the City of Newark, and no liability or obligation shall be incurred by the City beyond the extent to which monies are available.

6. A duly executed copy of the contract shall be forthwith filed in the Office of the City Clerk by the Purchasing Director.

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

This contract is awarded to **Colonial Hardware Corporation**, to provide Outdoor Equipment, Powered (Generator), to the City of Newark, at a cost not to exceed **\$450,000.00** for two (2) years.