



Legislation Details (With Text)

File #: 23-0881 Version: 1 Name: Work Clothes and Accessories
Type: Resolution Status: Adopted
File created: 5/30/2023 In control: Administration
On agenda: 9/7/2023 Final action: 9/7/2023

Title: Dept/ Agency: Administration/Division of Central Purchasing
Action: ( ) Ratifying (X) Authorizing ( ) Amending
Type of Service: Bid Contract(s)
Purpose: To provide Work Clothes and Accessories.
Entity Name(s)/Address(s):
1) JLMP Sporting Goods Corp., 36 Butler Street, Suite 2K, Elizabeth, New Jersey 07206; and
2) Smart Stitch, LLC, 129 Walters Avenue, Ewing, New Jersey 08638
Contract Amount: Not to exceed \$1,525,200.00
Funding Source: 2023 Budget/Department of Public Safety, OEM/ NW011-190-1904-83810-
B2023/Division of Police/NW011-190-1902-83810-B2023/Division of Fire/NW011-190-1903-72240-
B2023/Department of Recreation, Cultural Affairs and Senior Services/NW011-160-1601-71280-
B2023, NW011-160-1606-83810, 83810, 83840-B2023, and NW011-160-1609-71280, 83810, 83840-
B2023/Department of Administration, Division of Central Purchasing/NW011-030-0303-71280-
B1012/Office of Violence Prevention and Trauma Recovery NW011-030-0312-71280-
B2023/Department of Public Works, Division of Public Buildings/NW011-060-0604-83810-
B2023/Division of Sanitation/NW011-060-0605-83810-B2023/Division of Motors/NW011-060-0602-
83810-B2023/ Department of Health and Community Wellness/NW011-120-1203-83810-B2023
Medical Care Services/NW026-46540/Surveillance and Prevention/NW011-120-1208-83810-
B2023/S&P/OHECE NW051-G21-521Q0-83810-B2021/Department of Engineering/NW011-110-1107-
83810-B2023/Department of Water and Sewer Utilities/NW037-750-7502-83810-B2023
Contract Period: To be established for a period not to exceed twenty-four (24) consecutive months,
commencing upon a fully executed contract
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:
This Bid Contract will provide work clothes and accessories for various City Departments.
Advertisement Date: May 12, 2023
Bids Downloaded: Thirteen (13)
Bids Received: Four (4)
Bids Rejected: One (1)

Sponsors: Council of the Whole

Indexes:

Code sections:

Table with 5 columns: Date, Ver., Action By, Action, Result. Row 1: 9/7/2023, 1, Municipal Council, Adopt, Pass

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**WHEREAS**, on May 12, 2023 the City of Newark, through its Purchasing Agent, QPA, advertised to solicit bids for Work Clothes and Accessories for various city departments, as described in the attached bid proposal; and

**WHEREAS**, the Division of Central Purchasing published the bid package on the City of Newark's electronic procurement portal to provide broader access and download capability to potential bidders; and

**WHEREAS**, on May 24, 2023, the Division of Central Purchasing received four (4) bids in response to this advertisement; and

**WHEREAS**, Bordova Innovations Inc., 22 Webster Ave., Brooklyn, New York 11230, was among one of the four (4) bids received, but its proposal was deemed non-responsive due to failure to provide the Statement of Ownership Disclosure, which is a fatal defect pursuant to N.J.S.A. 40A:11-23.2(c); and

**WHEREAS**, the Purchasing Agent, QPA, recommends that a dual award be made to JLMP Sporting Goods Corp, 36 Butler St, Suite 2K, Elizabeth, New Jersey 07206 and Smart Stitch LLC, 129 Walters Ave, Ewing, New Jersey 08638, the lowest, responsive and responsible bidders per commodity per year (collectively "recommended bidders"); and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-24, the recommended bidders consented to holding their prices beyond sixty (60) days and 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 designees, the Business Administrator and/or the Purchasing Agent, QPA, are hereby authorized to enter into and execute contracts with JLMP Sporting Goods Corp., 36 Butler St., Suite 2K, Elizabeth, New Jersey 07206 and Smart Stitch LLC, 129 Walters Ave Ewing, New Jersey 08638, to provide Work Clothes and Accessories for the City of Newark's various departments, whose bids were received on the advertised due date and determined to be the lowest, responsive, and responsible bidders per commodity per year, in accordance with the bid specifications. The term of the contract will be established for a period not to exceed twenty-four (24) consecutive months, pursuant to N.J.S.A. 40A:11-15, at a cost not to exceed \$1,525,200.00 for two (2) vendors.
2. There shall be no amendment or change of the contract without the approval of the Municipal Council by resolution.
3. There shall be no advance payment on the contract in accordance with N.J.S.A. 40A:5-16. Funds for 2023 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 the 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 Line: Department of Public Safety/OEM NW011-190-1904-83810-B2023; Division of Police NW011-190-1902-83810-B2023, Division of Fire NW011-190-1903-72240-B2023; Department of Recreation, Cultural Affairs and Senior Services NW011-160-1601-71280-B2023, NW011-160-1606-83810, 83810, 83840-B2023, NW011-160-1609-71280, 83810, 83840-B2023; Department of Administration, Division of Central Purchasing NW011-030-0303-71280-B1012; Office of Violence Prevention and Trauma Recovery NW011-030-0312-71280-B2023; Department of Public Works, Division of Public Buildings NW011-060-0604-83810-B2023, Division of Sanitation NW011-060-0605-83810-B2023, Division of Motors NW011-060-0602-83810-B2023; Department of Health and Community Wellness NW011-120-1203-83810-B2023 Medical Care Services NW026-46540, Surveillance and Prevention NW011-120-1208-83810-B2023, S&P/OHECE NW051-G21-521Q0-83810-B2021; Department of Engineering NW011-110-1107-83810-B2023; Water and Sewer Utilities NW037-750-7502-83810-B2023. All services performed under the contract shall be paid by the agency requesting the service. Other user departments/offices and applicable funding sources will be presented with the Certification of Funds signed by the Chief Financial Officer on an as needed basis. The contract shall not exceed One Million Five Hundred Twenty-Five Thousand Two Hundred Dollars and Zero Cents (\$1,525,200.00) for twenty-four (24) consecutive months with start date commencing upon full execution of the contract.
5. The Purchasing Agent, QPA, shall file a copy of this Resolution and the duly executed copy of the contract in the Office of the City Clerk.

6. If required by State Law, the City Clerk shall provide the appropriate notice of the award of the 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 designees, the Business Administrator and/or the Purchasing Agent, QPA, to enter into and execute a multiple award contract with JLMP Sporting Goods Corp, 36 Butler St, Suite 2K, Elizabeth, New Jersey 07206 and Smart Stitch LLC, 129 Walters Ave, Ewing, New Jersey 08638, to provide Work Clothes and Accessories to the City of Newark, at an amount not to exceed One Million Five Hundred Twenty-Five Thousand Two Hundred Dollars and Zero Cents (\$1,525,200.00) for a period not to exceed twenty-four (24) consecutive months, with the start date commencing upon the full execution of the contract.