



Legislation Details (With Text)

**File #:** 14-1592      **Version:** 1      **Name:** Traffic Signal Cable Conductors  
**Type:** Resolution      **Status:** Filed  
**File created:** 9/24/2014      **In control:** Administration  
**On agenda:** 1/21/2015      **Final action:** 1/21/2015  
**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Bid Contract(s)  
Purpose: Traffic Signal Cable Conductors  
Entity Name(s)/Address(s): American Wire Group, 2875 NE 191st Street, Suite 305, Miami Florida 33180  
Contract Amount: \$100,000.00  
Funding Source: City of Newark Budget/Department of Engineering, Division of Traffic and Signals  
Contract Period: to be established for a period not exceeding two years  
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:  
Bids solicited: Seven (7)  
Bids received: One (1)  
Bid Rejected: One (1)  
Bids re-solicited: Two (2)  
Bids received: One (1)

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
1/21/2015	1	Municipal Council	Adopt	Pass

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**WHEREAS**, on July 30, 2014, the City of Newark through its Purchasing Director advertised to solicit bids for contractor(s) to provide, **Traffic Signal Cable Conductors**, to the Department of Engineering, Division of Traffic and Signals, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing distributed seven (7) bid proposal packages to prospective vendors following the date of advertisement; and

**WHEREAS**, on August 14, 2014, one (1) bid was received in response to this advertisement; and

**WHEREAS**, on August 14, 2014 the Division of Central Purchasing rejected all bids received on August 14, 2014 so that the bid specifications could be revised to clarify the requested packaging to assure that the bids received are based on the same parameters; and

**WHEREAS**, N.J.S.A. 40A:11-13.2(d) authorizes the rejection of all bids when the contracting unit desires to substantially revise the bid specifications.

**WHEREAS**, on August 26, 2014, the City of Newark through its Purchasing Director advertised to re-solicit bids for contractor(s) to provide, **Traffic Signal Cable Conductors**, to the Department of Engineering, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing distributed two (2) bid proposal packages to prospective vendors following the date of advertisement; and

**WHEREAS**, on September 11, 2014, one (1) bid was received in response to this advertisement; and

**WHEREAS**, the Department of Engineering, Division of Traffic and Signals recommends that an award be made to **American Wire Group**, the only responsive responsible bidder; and

**WHEREAS**, the Purchasing Director concurs with the recommendation of an award being made to **American Wire Group**, the only responsive 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 **American Wire Group, 2875 NE 191<sup>st</sup> Street, Suite 305, Miami Florida 33180**, to provide **Traffic Signal Cable Conductors** to the City, whose bid was received on the advertised due date and determined to be the only responsive 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 (b).

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 2014 and subsequent years are contingent upon appropriations; pursuant to N.J.A.C. 5:30-5.5(d) 2.

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 \$100,000.00 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 Purchasing Director.

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 Purchasing Director to enter into a contract with **American Wire Group, 2875 NE 191<sup>st</sup> Street, Suite 305, Miami Florida 33180**, to provide **Traffic Signal Cable Conductors** to the City, whose bid was received on the advertised due date and determined to be the only responsive responsible bidder, in accordance with the bid specifications at a cost not to exceed \$100,000.00 for two (2) years.