



Legislation Details (With Text)

**File #:** 14-1929      **Version:** 1      **Name:** Data Communications Equipment  
**Type:** Resolution      **Status:** Filed  
**File created:** 11/12/2014      **In control:** Administration  
**On agenda:** 1/7/2015      **Final action:** 1/7/2015

**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Use of State Contract(s) #87718, 87720, 87722, 87927  
Purpose: Data Communications Equipment  
Entity Name(s)/Address(s): See below  
Contract Amount: \$600,000.00  
Funding Source: City of Newark Budget/ Department of Police and the Office of the City Clerk  
Contract Period: Upon approval by Municipal Council through May 31, 2019 inclusive of extensions by the State  
Contract Basis: ( ) Bid (X) State Vendor ( ) Prof. Ser. ( ) EUS  
( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a  
Entity Name/Address:  
#87718, Brocade Communications Systems Inc., 130 Holger Way, San Jose, CA 95134  
(Inclusive of Authorized Dealer/Distributors)  
#87720, Cisco Systems Inc., 8th floor, 499 Thornall Street, Edison, NJ 08837  
(Inclusive of Authorized Dealer/Distributors)  
#87722, Extreme Networks, 2121 RDU, Center Drive/Ste. 300, Morrisville, NC 27560  
(Inclusive of Authorized Dealer/Distributors)  
#87927, Juniper Networks Inc., 1194 N. Mathilda Avenue, Sunnyvale, CA 94084  
(Inclusive of Authorized Dealer/Distributors)  
Additional Information:

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
1/7/2015	1	Municipal Council	Adopt	Pass

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**Additional Information:**

**WHEREAS**, the City of Newark through its Purchasing Director wishes to utilize the Data Communications Equipment contract, M-7000 to purchase products or services from an authorized vendor under the New Jersey Cooperative Purchasing Program 1-NJCP, pursuant to N.J.A.C. 5:34-7.29; and

**WHEREAS**, the purchase of goods/services by Local contracting units is authorized by Local Public Contracts Law, N.J.S.A. 40A: 11-12; and

**WHEREAS**, in accordance with N.J.S.A. 40A:11-11(5), N.J.S.A. 52:25-16.1 et seq. and N.J.A.C. 5:34-1.7, all Cooperative Purchasing Program participants are responsible for ensuring that the Purchase Orders issued reflects the correct contract item pricing and that payment is processed accordingly. Only the items/services specified in the applicable State contract(s) may be purchased from the contract vendor(s) of record. Cooperative Purchasing participants assume full responsibility for all purchase transactions issued through State contracts, including Purchase Orders, delivery compliance, and payments; and

**WHEREAS**, the City wishes to utilize this contract with the following vendors commencing adoption of this resolution to May 31, 2019, inclusive of any subsequent extensions to the term of the contract:

- #87718, Brocade Communications Systems Inc., 130 Holger Way, San Jose, CA 95134  
(Inclusive of Authorized Dealer/Distributors)
- #87720, Cisco Systems Inc., 8<sup>th</sup> floor, 499 Thornall Street, Edison, NJ 08837  
(Inclusive of Authorized Dealer/Distributors)
- #87722, Extreme Networks, 2121 RDU, Center Drive/Ste. 300, Morrisville, NC 27560  
(Inclusive of Authorized Dealer/Distributors)
- #87927, Juniper Networks Inc., 1194 N. Mathilda Avenue, Sunnyvale, CA 94084  
(Inclusive of Authorized Dealer/Distributors)

Contract # 87718	Authorized Dealer/Distributors Selected
	CDW Government LLC/230 N Milwaukee Ave. Vernon Hills, IL 60061-9740
	SHI International Corp/290 Davidson Ave. Somerset, NJ 08873
Contract # 87720	Authorized Dealer/Distributors
	CDW Government LLC/230 N Milwaukee Ave. Vernon Hills. IL 60061-9740

	Eplus Technology Inc/642 Newtown Yardley Rd. Newtown, PA 18940
	Millennium Communications Grp/11 Melanie Lane Unit 13/East Hanover, NJ 07936
	Office Business Systems Holding/Office Business Systems/ 600 M Ryerson Rd/Lincoln Park, NJ 07035
	Promedia Technology Svcs inc/535 US Highway 46/Little Falls, NJ 07424
	Verizon Network Intergration Corp/201 Centennial Ave/Piscataway, NJ 08854
Contract # 87722	Authorized Dealer/Distributors
	CDW Government LLC/230 N Milwaukee Ave. Vernon Hills, IL 60061-9740
	Gold Type Business Machines Inc/351 Paterson Ave/East Rutherford, NJ 07073
Contract # 87927	Authorized Dealer/Distributors
	Eplus Technology Inc/642 Newtown Yardley Rd. Newtown, PA 18940

**WHEREAS**, the Purchasing Director recommends the utilization of these State contract awards on the grounds that they provide Data Communications Equipment, according to specifications required by the City of Newark; and

**WHEREAS**, the total cost for the purchase of Data Communications Equipment, is expected not to exceed \$600,000.00 for the Department of Police and the Office of the City Clerk; and

**WHEREAS**, usage of these contracts provides Data Communications Equipment, as required by the Department of Police and the Office of the City Clerk; and

**WHEREAS**, the Acting Chief Financial Officer will certify the availability of funds before orders are placed.

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

1. Pursuant to N.J.S.A. 40A:11-1 *et seq.*, and N.J.A.C. 5:34-7.29, the Purchasing Director is authorized to utilize contract # 87718, Brocade Communications Systems Inc., (Inclusive of Authorized Dealer/Distributors); #87720, Cisco Systems Inc., (Inclusive of Authorized Dealer/Distributors); #87722, Extreme Networks, (Inclusive of Authorized Dealer/Distributors); #87927, and Juniper Networks Inc. (Inclusive of Authorized Dealer/Distributors) to provide, **DATA COMMUNICATIONS EQUIPMENT**, for the period commencing from the adoption of this resolution to May 31, 2019, inclusive of any subsequent extensions to the term of this State contract.

2. There shall be no amendment of this resolution without the approval of the Municipal Council.

3. There shall be no advance payment on this State contract in accordance with N.J.S.A. 40A: 5-16. Funds for expenditures against this contract are contingent upon appropriations; pursuant to N.J.A.C. 5:30-5.5(c).

4. This contract is awarded as an open-ended contract pursuant to N.J.A.C. 5:30-5.5(d)(2). Certification of the Availability of Funds shall be executed by purchase order, each time an order is placed and charged against this contract. This contract shall not exceed \$600,000.00 inclusive of subsequent extensions to the term of contract by the State.

5. This contract complies with Local Pay- to- Play, N.J.S.A. 19:44A-20.5 as a state contract award and constitutes a fair and open procedure.

6. The Purchasing Director shall forthwith file a duly executed copy of the contract in the Office of the City Clerk.

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 resolution authorizes usage of a State contract award to Brocade Communications Systems Inc., (Inclusive of Authorized Dealer/Distributors), Cisco Systems Inc., (Inclusive of Authorized Dealer/Distributors), Extreme Networks, (Inclusive of Authorized Dealer/Distributors) and Juniper Networks Inc., (Inclusive of Authorized Dealer/Distributors), to provide for the purchase of Data Communications Equipment, for the period commencing from the adoption of this resolution to May 31, 2019, inclusive of any subsequent extensions to the term, at a cost not to exceed \$600,000.00.