



Legislation Details (With Text)

File #: 23-1751 **Version:** 1 **Name:** Liquid Calcium Chloride (Brine) Ice & Snow Removal

Type: Resolution **Status:** Adopted

File created: 10/31/2023 **In control:** Administration

On agenda: 12/6/2023 **Final action:** 12/6/2023

Title: Dept/ Agency: Administration/Division of Central Purchasing
 Action: () Ratifying (X) Authorizing () Amending
 Type of Service: Bid Contract(s)
 Purpose: To provide Liquid Calcium Chloride (Brine) Snow and Ice Removal.
 Entity Name(s)/Address(s): Peckham Materials Corp., 172 Prospect Hill Road, Brewster, New York 10509
 Contract Amount: Not to exceed \$130,000.00
 Funding Source: 2023 Budget/Department of Public Works, Division of Sanitation/NW-011-060-0605-83710-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 provides for Liquid Calcium Chloride (Brine) For Snow and Ice Removal for the City's Department of Public Works, Division of Sanitation.

 Advertisement Date: September 13, 2023
 Bids Downloaded: Five (5)
 Bids Received: One (1)

Sponsors: Council of the Whole

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
12/6/2023	1	Municipal Council	Adopt	Pass

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WHEREAS, on September 13, 2023, the City of Newark through its Purchasing Agent, QPA, advertised to solicit bids for Liquid Calcium Chloride (Brine) Ice and Snow Removal for the Department of Public Works, Division of Sanitation 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 a broader access and download capability to potential bidders; and

WHEREAS, on September 28, 2023, the Division of Central Purchasing received one (1) bid in response to this advertisement; and

WHEREAS, the Department of Public Works, Division of Sanitation recommended that a single award be made to Peckham Materials Corp, 172 Prospect Hill Road, Brewster, New York 10509 based on being the only responsive and responsible bidder; and

WHEREAS, the Purchasing Agent, QPA, concurs with the recommendation to award Peckham Materials Corp, 172 Prospect Hill Road, Brewster, New York 10509, the only responsive and responsible bidder; and

WHEREAS, pursuant to N.J.S.A. 40A:11-24, the recommended bidder consented to holding their prices beyond sixty (60) days; 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 a contract with Peckham Materials Corp, 172 Prospect Hill Road, Brewster, New York 10509 to provide Liquid Calcium Chloride (Brine) For Snow and Ice Removal for the Department of Public Works, Division of Sanitation, whose bid was received on the advertised due date and determined to be the only responsive, and responsible bidder 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 to commence upon contract execution.
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 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 Works NW011-060-0605-83710-B2023. All services performed under this 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. This contract shall not exceed One Hundred Thirty Thousand Dollars and Zero Cents (\$130,000.00) for one (1) vendor for twenty-four (24) consecutive months with the start date commencing when the contract is fully executed.
5. The Purchasing Agent, QPA, shall file a copy of the 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 this 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 single award contract with Peckham Materials Corp, 172 Prospect Hill Road, Brewster, New York 10509 to provide Liquid Calcium Chloride (Brine) For Snow and Ice Removal for the Department of Public Works, Division of Sanitation, at an amount not to exceed One Hundred Thirty Thousand Dollars and Zero Cents (\$130,000.00) for a period to be established and not to exceed twenty-four (24) consecutive months with the start date commencing upon the full execution of the contract.