



## Legislation Details (With Text)

**File #:** 18-0787      **Version:** 1      **Name:** Fire Suppression Foams and Compound  
**Type:** Resolution      **Status:** Adopted  
**File created:** 5/16/2018      **In control:** Administration  
**On agenda:** 7/11/2018      **Final action:** 7/11/2018  
**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Bid Contract(s)  
Purpose: To provide suppression foams and compounds  
Description: Fire Suppression Foams and Compounds  
Entity Name(s)/Address(s): Action Fire Apparatus Co., Inc., d/b/a New Jersey Fire Equipment, 119-131 Route 22 East, Green Brook, New Jersey 08812  
Contract Amount: \$100,000.00  
Funding Source: 2018 Budget/Department of Public Safety/Division of Fire  
Account Code Line: NW011-090-1903- 83830-B2018  
Contract Period: To be established for a period not to exceed two (2) years  
Contract Basis: (X) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS  
(X) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a  
Additional Information:  
Advertisement Date: September 19, 2017  
Number of Bids Solicited: Five (5)  
Number of Bids Received: Three (3)

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

| Date      | Ver. | Action By         | Action | Result |
|-----------|------|-------------------|--------|--------|
| 7/11/2018 | 1    | Municipal Council | Adopt  | Pass   |

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**WHEREAS**, on September 19, 2017, the City of Newark through its Supervising Procurement Specialist, QPA, advertised to solicit bids for contractor(s) to provide Fire Suppression Foams and Compounds, to the Department of Public Safety/Division of Fire, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing also distributed five (5) bid proposal packages to the prospective vendors following the date of advertisement; and

**WHEREAS**, on October 5, 2017, the Division of Central Purchasing received three (3) bids in response to this advertisement; and

**WHEREAS**, the Department of Public Safety/Division of Fire recommends that an award be made to Action Fire Apparatus Co., Inc., d/b/a New Jersey Fire Equipment ("New Jersey Fire Equipment"), the lowest responsive and responsible bidder; and

**WHEREAS**, the Supervising Procurement Specialist, QPA, concurs with the recommendation received from the Department of Public Safety/Division of Fire that an award be made to New Jersey Fire Equipment, the lowest responsive, responsible bidder, and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-24, the bidder consented to holding prices bid for consideration, until such time as an award is made, as the law permits; 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 Supervising Procurement Specialist, QPA, are hereby authorized to enter into a contract with Action Fire Apparatus Co., Inc., d/b/a New Jersey Fire Equipment ("New Jersey Fire Equipment"), 119-131 Route 22 East, Green Brook, New Jersey 08812, to provide Fire Suppression Foams and Compounds to the City, whose bid was received on the advertised due date and determined to be the lowest responsive, responsible bidder, in accordance with the bid specifications. The term of the contract will be established for a period not to exceed a two (2) year term, pursuant to N.J.S.A. 40A:11-15.

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 2018 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, for account code lines, NW011-090-1903-83830-B2018-Department of Public

Safety/Fire, covering the amount of the order. This contract shall not exceed \$100,000.00 for a period to be established not to exceed two (2) years.

5. The Supervising Procurement Specialist, QPA, shall file a 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 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 Supervising Procurement Specialist, QPA, to enter into a contract with Action Fire Apparatus Co., Inc., d/b/a New Jersey Fire Equipment, 119-131 Route 22 East, Green Brook, New Jersey 08812, to provide First Suppression Foams and Compounds to the City of Newark at a cost not to exceed \$100,000.00 for a period to be established not to exceed two (2) years.