



Legislation Details (With Text)

**File #:** 22-0434      **Version:** 1      **Name:** Resolution: State Contract #T2007 - Sport Utility Vehicles, Gasoline/Hybrid/Electric

**Type:** Resolution      **Status:** Adopted

**File created:** 3/22/2022      **In control:** Administration

**On agenda:** 6/2/2022      **Final action:** 6/2/2022

**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
 Action: ( ) Ratifying (X) Authorizing ( ) Amending  
 Type of Service: Use of State Contract(s) #T2007 Sport Utility Vehicles, Gasoline/Hybrid/Electric  
 Purpose: To purchase ten (10) 2022 or newer Ford Edge SE 4WD 4DR Midsize SUVs for the Department of Public Safety.  
 Entity Name(s)/Address(s): Hertrich Fleet Services, Inc., 1427 Bat Road, Milford, New Jersey 19963  
 Contract Amount: Not to exceed \$279,610.00  
 Funding Source: 2022 Budget/Department of Public Safety/NW026-46155-B2022  
 Contract Period: Upon Municipal Council approval through February 18, 2023, inclusive of any extension 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: N/A  
 Additional Information:  
 Use of State Contract #T2007 as authorized by Resolution #7R1-k adopted on August 3, 2016 to purchase ten (10) 2022 or newer Ford Edge SE 4WD 4DR Midsize SUVs for the Department of Public Safety.

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
6/2/2022	1	Municipal Council	Adopt	Pass

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 Use of State Contract #T2007 as authorized by Resolution #7R1-k adopted on August 3, 2016 to

purchase ten (10) 2022 or newer Ford Edge SE 4WD 4DR Midsize SUVs for the Department of Public Safety.

**WHEREAS**, the City of Newark, through its Purchasing Agent (the “City”), wishes to utilize State Contract #T2007 Sport Utility Vehicles, Gasoline/Hybrid/Electric from Resolution 7R1-k adopted by the Municipal Council on August 3, 2016, in order to purchase ten (10) 2022 or newer Ford Edge SE 4WD 4DR Midsize SUVs for the Department of Public Safety; and

**WHEREAS**, the purchase of goods/services by local contracting units are 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 Order 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 of Newark wishes to utilize State Contract #T2007 Sport Utility Vehicles, Gasoline/Hybrid/Electric from Resolution 7R1-k adopted by the Municipal Council on August 3, 2016, in order to purchase ten (10) 2022 or newer Ford Edge SE 4WD 4DR Midsize SUVs for the Department of Public Safety from state awarded vendor, Hertrich Fleet Services, Inc., 1427 Bat Road, Milford, New Jersey 19963, upon approval of this Resolution by the Municipal Council through February 18, 2023, inclusive of extensions by the State; and

**WHEREAS**, usage of this contract will provide ten (10) 2022 or newer Ford Edge SE 4WD 4DR Midsize SUVs for the Department of Public Safety at a cost not to exceed Two Hundred Seventy Nine Thousand, Six Hundred Ten Dollars and Zero Cents (\$279,610.00).

**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:12-1 et seq. and N.J.A.C. 5:34-7.29, the Purchasing Agent is authorized to utilize State Contract #T2007 Sport Utility Vehicles, Gasoline/Hybrid/Electric from Resolution 7R1-k adopted by the Municipal Council on August 3, 2016, in order to purchase ten (10) 2022 or newer Ford Edge SE 4WD 4DR Midsize SUVs for the Department of Public Safety, which includes state awarded vendor, Hertrich Fleet Services, Inc., 1427 Bat Road, Milford, New Jersey 19963 for the period commencing upon approval of this Resolution by the Municipal Council through February 18, 2023, inclusive of extensions by the State.
2. All purchases, Purchase Orders and other related documentation shall be in accordance with the relevant State Contract, New Jersey Standard Terms and Conditions, Method of Operation and Third Party Agreement, if applicable, as contained in the State Contract documentations and agreements.
3. There shall be no amendments of this Resolution without the approval of the Municipal Council.

4. There shall be no advance payment on this State Contract in accordance with N.J.S.A. 40A:5-16.
5. Funds for the purchase of ten (10) 2022 or newer Ford Edge SE 4WD 4DR Midsize SUVs for the Department of Public Safety are encumbered from Funding Source 026-46155. This contract shall not exceed Two Hundred Seventy Nine Thousand, Six Hundred Ten Dollars and Zero Cents (\$279,610.00).
6. This contract complies with Local Pay-to-Play Law, N.J.S.A. 19:44A-20.5, as a State Contract award and constitutes a Fair and Open Procedure.
7. The Division of Central Purchasing shall file a duly executed copy of the contract in the Office of the City Clerk, if applicable.
8. If required by state law, the City Clerk shall provide the appropriate Notice of 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 of the City of Newark and/or his designees, the Qualified Purchasing Agent and/or the Business Administrator to utilize State Contract #T2007 Sport Utility Vehicles, Gasoline/Hybrid/Electric from Resolution 7R1-k adopted by the Municipal Council on August 3, 2016, in order to purchase ten (10) 2022 or newer Ford Edge SE 4WD 4DR Midsize SUVs for the Department of Public Safety, which includes state awarded vendor, Hertrich Fleet Services, Inc., 1427 Bat Road, Milford New Jersey 19963 for the period commencing upon approval of this Resolution by the Municipal Council through February 18, 2023, inclusive of extensions by the State, at a cost not to exceed \$279,610.00.