



Legislation Details (With Text)

**File #:** 12-0180      **Version:** 3      **Name:** PAINT, PAINTING TOOLS AND SUPPLIES  
**Type:** Resolution      **Status:** Returned to Administration  
**File created:** 1/19/2012      **In control:** Administration  
**On agenda:** 3/7/2012      **Final action:** 4/4/2012

**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Bid Contract(s)  
Purpose: Paint, Painting Tools and Supplies  
Entity Name(s)/Address(s): See below  
Contract Amount: Not to exceed \$95,000.00  
Funding Source: City of Newark Budget/Departments of Engineering, Neighborhood and Recreational Services and Water & Sewer Utilities  
Contract Period: To be established for a period not to exceed two (2) 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:  
1. Ricciardi Bros., Inc., 1915 Springfield Avenue, Maplewood, N.J. 07040  
2. Siperstein Fords Paint Corp., 372 New Brunswick Avenue, Fords, N.J. 08863  
3. Capital Paint Supply, Ltd., a/k/a Capital Paint Centers, 2121 Avenue U, Brooklyn. N.Y. 11229  
Additional Information:  
Bids Solicited: Ten (10)  
Bids received: Three (3)  
Bids re-solicited: Three (3)  
Bids received: Three (3)  
Failed 7R1-l 030712  
Failed 7R1-b 032112

**Sponsors:**

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
4/4/2012	3	Municipal Council	Adopt	Fail
3/21/2012	2	Municipal Council	Adopt	Fail
3/7/2012	1	Municipal Council	Adopt	Fail

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**Failed 7R1-I 030712**

**Failed 7R1-b 032112**

**WHEREAS**, on September 27, 2011, the City of Newark through its Purchasing Director advertised to solicit bids for contractor(s) to provide, **Paint, Painting Tools and Supplies**, to the Departments of Engineering, Neighborhood and Recreational Services and Water & Sewer Utilities, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing distributed ten (10) bid proposal packages to the prospective vendors following the date of advertisement; and

**WHEREAS**, on October 13, 2011, three (3) bids were received in response to this advertisement; and

**WHEREAS**, all bids were rejected for the revision of the specifications to capture what the City of Newark really needs; and

**WHEREAS**, on December 20, 2011, the City of Newark through its Purchasing Director re-advertised to solicit bids for contractor(s) to provide, **Paint, Painting Tools and Supplies**; and

**WHEREAS**, the Division of Central Purchasing distributed three (3) bid proposal packages to the prospective vendors following the date of re-advertisement; and

**WHEREAS**, on January 5, 2012, three (3) bids were received in response to this advertisement; and

**WHEREAS**, the Purchasing Director recommends a multiple award based on line item pricing to **1) Ricciardi Bros., Inc., 2) Siperstein Fords Paint Corp. and 3) Capital Paint Supply, Ltd., a/k/a Capital Paint Centers** the only responsible bidders; 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 **1) Ricciardi Bros., Inc., 1915 Springfield Avenue, Maplewood, New Jersey 07040, to receive line items per the price schedule, (various brands) for both years, 2) Siperstein Ford Paint Corp., 372 New Brunswick Avenue, Fords, New Jersey 08863, to receive line items per the price schedule, (various brands) for both years, and 3) Capital Paint Supply, Ltd., 2121 Avenue U, Brooklyn, New York 11229, to receive line items per the price schedule, (various brands) for both years** to provide **Paint, Painting Tools & Supplies**, to the City of Newark, whose bids were received on the advertised due date and determined to be the only responsive responsible bidders based on line item awards, in accordance with 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.

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 2012 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, certificate 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 \$95,000.00 for two (2) years for three (3) vendors.

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 the 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 OF INTENT:

This contract is awarded to **1) Ricciardi Bros., Inc., 2) Siperstein Fords Paint Corp. and 3) Capital Paint Supply, Ltd., a/k/a Capital Paint Centers** to provide **Paint, Painting Tools & Supplies**, to the City of Newark, at a cost not to exceed \$95,000.00 for two (2) years for three (3) vendors.