



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 17-1084, Version: 1

**Dept/ Agency:** Administration/Division of Central Purchasing

**Action:** ( ) Ratifying (X) Authorizing ( ) Amending

**Type of Service:** Use of State Contract(s) T-0099 Vehicles, Automobiles, Sedans/Crossover

**Purpose:** Purchase Three (3) 2017 Dodge Journey 4dr FWD SE Vehicles

**Entity Name(s)/Address(s):** Hertrich Fleet Services, 1427 Bay Road, Milford, Delaware 19963

**Contract Amount:** Amount not to exceed \$53,997.00

**Funding Source:** 2017 Budget/Department of Water and Sewer Utilities/ NW037-750-7505-94330-B2017; NW037-755-7555-94330-B2014

**Contract Period:** Upon approval by Municipal Council through June 8, 2018

**Contract Basis:** ( ) Bid (X) State Vendor ( ) Prof. Ser. ( ) EUS

( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ

( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a

**Additional Information:**

This is a one-time purchase and the Purchase Orders and the resolution are the contracts.

**WHEREAS**, the City of Newark, through its Supervising Procurement Specialist, QPA, wishes to utilize the Vehicles, Automobiles, Sedans/Crossover State Contract, under Term Contract, T-0099, to purchase three (3) 2017 Dodge Journey 4dr FWD SE, 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 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 wishes to utilize this State Contract #86922, Term contract T-0099 award for use by the Department of Water and Sewer Utilities, with the following vendor, Hertrich Fleet Services 1427 Bay Road, Milford, Delaware 19963, upon approval of this resolution by the Municipal Council until the date of complete delivery, not to exceed June 08, 2018; and

**WHEREAS**, the Supervising Procurement Specialist, QPA, recommends the utilization of this State Contract #86922, Term Contract T-0099 award on the grounds that it provides Vehicles, Automobiles, Sedans/Crossover according to specifications required by the City of Newark, Department of Water and Sewer Utilities; and

**WHEREAS**, usage of these contracts provides the Vehicles, required to purchase Three (3) 2017 Dodge Journey 4dr FWD SE's, at a cost not to exceed \$53,997.00.

**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:11-1 *et seq.*, and N.J.A.C. 5:34-7.29, the Supervising Procurement Specialist, QPA is authorized to utilize State Contract T-0099 Vehicles, Automobiles, Sedans/Crossover, which includes the following State Contract #86922 with Hertrich Fleet Services, to purchase three (3) 2017 Dodge Journey 4dr FWD SE's, for the City of Newark, for the period commencing upon the approval of this resolution by the Municipal Council until the date of complete delivery, not to exceed June 8, 2018.
2. All purchases, Purchase Orders and other related documentation shall be in accordance with the relevant State Contract, State of New Jersey Standard Terms and Conditions, Method of Operation and Third Party Agreement/Three Party Agreement (if applicable) as contained in the State Contract Documentations and Agreements.
3. There shall be no amendment 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 these vehicles are encumbered on Purchase Order #0000011982 Fund: NW037-750-7505-94330-B2017 and Purchase Order #0000011968 Fund: NW037-755-7555-94330-B2014. This contract is for \$53,997.00
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 Purchasing Division shall forthwith file a duly executed copy of the contract(s) in the Office of the City Clerk, if applicable.
8. 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 the Supervising Procurement Specialist, QPA, to utilize State Contract #86922 Term T-0099 Vehicles, Automobiles, Sedans/Crossover State Contract which includes awards to the following vendor, Hertrich Fleet Services 1427 Bay Road, Milford, Delaware 19963, to provide three (3) 2017 Dodge Journey 4dr FWD SE's, for the period commencing from the adoption of this resolution by the Municipal Council of the City of Newark, upon complete delivery not to exceed to June 8, 2018, at a cost not to exceed \$53,997.00.

