



Legislation Text

File #: 23-2015, Version: 1

Dept/ Agency: Administration/Division of Central Purchasing

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

Type of Service: Bid Contract(s)

Purpose: To provide Lead Paint Analyzers.

Entity Name(s)/Address(s): SciAps, Inc., 7 Constitution Way, Woburn, Massachusetts 01801

Contract Amount: Not to exceed \$340,000.00

Funding Source: 2024 Budget/Department of Health and Community Wellness/NW051-051-G23-H23H0-71280

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 contract will provide Lead Paint Analyzers for the Department of Health and Community Wellness.

Advertisement Date: December 7, 2023

Bids Downloaded: Fifteen (15)

Bids Submitted: Two (2)

WHEREAS, on December 7, 2023, the City of Newark, through the Qualified Purchasing Agent of record on aforementioned date, advertised to solicit bids for Lead Paint Analyzers for the Department of Health and Community Wellness 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 December 19, 2023, the Division of Central Purchasing received two (2) bids in response to this advertisement; and

WHEREAS, the Department of Health and Community Wellness recommends that a single award be made to SciAps, Inc., 7 Constitution Way, Woburn, Massachusetts 01801, the lowest, responsive, and responsible bidder for an amount not to exceed Three Hundred Forty Thousand Dollars and Zero Cents (\$340,000.00); 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 Interim Qualified Purchasing Agent, QPA, are hereby authorized to enter into and execute a contract with SciAps, Inc., 7 Constitution Way, Woburn, Massachusetts 01801 to provide Lead Paint Analyzers for the Department of Health and Community Wellness, whose bids were received on the advertised due date and determined to be the lowest, responsive, and responsible bidders 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.
2. There shall be no amendment or change to 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 2024 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 Health and Community Wellness NW051-051-G23-H23H0-71280. 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 Three Hundred Forty Thousand Dollars and Zero Cents (\$340,000.00) for one (1) vendor for twenty-four (24) consecutive months with the start date commencing when the contract is fully executed.
5. The Interim Qualified Purchasing Agent, QPA, shall file a copy of this 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 Interim Qualified Purchasing Agent, QPA, to enter into and execute a single award contract with SciAps, Inc., 7 Constitution Way, Woburn, Massachusetts 01801, to provide Lead Paint Analyzers for the Department of Health and Community Wellness, for an amount not to exceed Three Hundred and Forty Thousand Dollars and Zero Cents (\$340,000.00) for a period not to exceed twenty-four (24)

consecutive months with the start date commencing upon the full execution of the contract.