



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 23-0872, Version: 1

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

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

**Type of Service:** Use of State Contract(s) #T0103 Master Blanket PO #16-FLEET-00130

**Purpose:** To Build a New Playground at First Street/Garden Spires located at 201-207 1<sup>st</sup> Street

**Entity Name(s)/Address(s):** General Recreation, Inc. 25 Reese Avenue Newton Square, PA 19073

**Contract Amount:** Not to exceed \$68,250.00

**Funding Source:** 2023 Budget/Department of Recreation, Cultural Affairs and Senior Services  
NW026 32720-B2023 Open Space Trust Account

**Contract Period:** Upon approval by the Municipal Council, through May 30, 2024, inclusive of any extensions 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

### Additional Information:

This Resolution will provide a new playground with new playground equipment and rubber safety surfacing at First Street/Garden Spires located at 201-207 1<sup>st</sup> Street for the Department of Recreation, Cultural Affairs and Senior Services.

**WHEREAS,** the City of Newark, through its Qualified Purchasing Agent, wishes to utilize State contract #T0103 Master Blanket PO #16-FLEET-00130 to Build a New Playground at First Street/Garden Spires located at 201-207 1<sup>st</sup> Street for the Department of Recreation, Cultural Affairs and Senior Services 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 and 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 Orders 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 State Contract #T0103 under Master Blanket PO #16-FLEET-00130, awarded to General Recreation, Inc. 25 Reese Avenue Newton Square, Pa. 19073, to build a new playground at First Street/Garden Spires located at 201-207 1<sup>st</sup> Street, Newark, New Jersey, to commence upon approval of this Resolution by the Municipal Council through May 30, 2024,

inclusive of any extensions granted by the State, or upon completion of the project, whichever occurs first, at a cost not to exceed Sixty Eight Thousand Two Hundred and Fifty Dollars and Zero Cents (\$68, 250.00); and

**WHEREAS**, the Qualified Purchasing Agent recommends the utilization of State Contract #T0103 Master Blanket PO #16-FLEET-00130 to build a new playground at First Street/Garden Spires located at 201-207 1<sup>st</sup> Street, Newark, NJ for the Department of Recreation, Cultural Affairs and Senior Services.

**NOW, THEREFORE, BE IT RESLOVED 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 Purchasing Agent is authorized to utilize State Contract #T0103 Master Blanket PO 16-FLEET-00130 to build a new playground at First Street/Garden Spires located at 201-207 1<sup>st</sup> Street, Newark, New Jersey, awarded to General Recreation, Inc., 25 Reese Avenue, Newton Square, PA 19073 for the Department of Recreation, Cultural Affairs and Senior Services for the period commencing upon approval of this Resolution by the Municipal Council through May 30, 2024, inclusive of extensions by the State, at a cost not to exceed Sixty Eight Thousand Two Hundred Fifty Dollars and Zero Cents (\$68,250.00).
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 of this State Contract in accordance with N.J.S.A. 40A:5-16.
5. Attached hereto is a Certification of the Availability of Funds issued by the Director of the Department of Finance stating that the funds in the amount of Sixty Eight Thousand Two Hundred Fifty Dollars and Zero Cents (\$68, 250.00) are available for the purchase of park and playground equipment in the Open Space Trust Account : NW026; 32720-B2023.
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 contact 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 #T0103 Master Blanket PO #16-FLEET-00130 to build a new playground at First Street/Garden Spires located at 201-207 1<sup>st</sup> Street, Newark, New Jersey awarded to General Recreation Inc., 25 Reese Avenue, Newton Square, PA 19073 for the Department of Recreation, Cultural Affairs and Senior Services for the period commencing upon adoption of this Resolution by the Municipal Council through May 30, 2024, inclusive of extensions by the State, or upon completion of the project, whichever occurs first, at a cost not to exceed Sixty Eight Thousand Two Hundred Fifty Dollars and Zero Cents (\$68,250.00) Zero Cents.