



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 23-0894, Version: 1

Dept/ Agency: Administration/Division of Central Purchasing

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

Type of Service: Bid Contract(s)

Purpose: To provide Tree Removal, Pruning, Root and Stump Removal.

Entity Name(s)/Address(s):

- 1) Downes Tree Service Co. Inc., 65 Royal Avenue, Hawthorne, New Jersey 07506; and
- 2) Rich Tree Service, Inc., of South Plainfield, New Jersey 07080

Contract Amount: Not to exceed \$2,200,000.00

Funding Source: 2023 Budget/Department of Public Works, Division of Sanitation/NW011-060-0603-71690-B2023

Contract Period: To be established for twenty four (24) consecutive months

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 bid contract will provide tree removal, pruning, and root and stump removal services for the Department of Public Works, Division of Sanitation.

Advertisement: April 26, 2023

Number of Bids Downloaded Twenty One (21)

Number of Bids Received Six (6)

WHEREAS, April 26, 2023 the City of Newark through its Purchasing Agent, QPA, advertised to solicit bids for contractor(s) to provide Tree Removal, Pruning, Root and Stump Removal Services to the Department of Public Works, Division of Sanitation, as per the bid proposal attached hereto; and

WHEREAS, the Division of Central Purchasing published the bid package on the City of Newark's electronic procurement portal to provide broader access and download capability to potential bidders; and

WHEREAS, on May 11, 2023, the Division of Central Purchasing received six (6) bids in response to this advertisement; and

WHEREAS, the Department of Public Works, Division of Sanitation recommended that a multiple award be made to: 1. Downes Tree Service Co. Inc., 65 Royal Avenue, Hawthorne, New Jersey 07506; 2. Rich Tree Service Inc., 325 Bergen Street, South Plainfield, New Jersey 07080, the lowest, responsive and responsible bidders; and

WHEREAS, the Purchasing Agent, QPA, concurs with the recommendation to award Downes Tree Service Co. Inc., 65 Royal Avenue, Hawthorne, New Jersey 07506 and Rich Tree Service Inc., 325 Bergen Street, South Plainfield, New Jersey 07080, the lowest, responsive and responsible

bidders; and

WHEREAS, pursuant to N.J.S.A. 40A: 11-24, the recommended bidders consented to holding their prices until such time an award is made, as the law permits; 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 a 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 Purchasing Agent, QPA, are hereby authorized to enter into and execute contracts for Tree Removal, Pruning, Root and Stump Removal with 1. Downes Tree Service Co. Inc., 65 Royal Avenue, Hawthorne, New Jersey 07506; 2. Rich Tree Service Inc., 325 Bergen Street, South Plainfield, New Jersey 07080 Newark, New Jersey 07104, whose bids were received on the advertised due date and determined to be the responsive and responsible bidders in accordance with the bid specification. The terms of the contracts will be established for a period not to exceed period of twenty-four (24) consecutive months, pursuant to N.J.S.A. 40A:11-15, to commence upon contract execution.
2. There shall be no amendment or change to the contracts without the approval of the Municipal Council by resolution.
3. There shall be no advance payments on the contracts in accordance with N.J.S.A. 40A:5-16. Funds for 2019 and subsequent years are contingent upon appropriations, pursuant to N.J.A.C. 5:30-5.5(d).
4. These are open-ended contracts to be used as needed during the term of the contract. Thus, for any and all expenditures against these contracts, 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 Public Works, Division of Sanitation NW-011-060-0603-71690-B2023. Other user departments/offices and applicable funding sources will utilize the contract on an as needed basis. The contract shall not exceed Two Million Two Hundred Thousand Dollars and Zero Cents (\$2,200,000.00), for a period to be established and not to exceed twenty-four (24) consecutive months to commence upon contract execution.
5. The 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 date May 7, 2008.

STATEMENT

This resolution authorizes the Mayor and/or his designees, the Business Administrator and/or the

Purchasing Agent to enter into and execute a multiple award contract for Tree Removal, Pruning, Root and Stump Removal with Downes Tree Service Co. Inc. and Rich Tree Service Inc., at a cost not to exceed Two Million Two Hundred Thousand Dollars and Zero Cents (\$2,200,000.00), for a period to be established and not to exceed twenty-four (24) consecutive months with the start date commencing upon contract execution.