



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 12-1634, Version: 1

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

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

**Type of Service:** Bid Contract(s)

**Purpose:** Automotive Cleaners and Fluids

**Entity Name(s)/Address(s):** 1. Samuel's Inc. t/a Buy Wise Auto Parts, 2091 Springfield Avenue, Vauxhall, New Jersey 07088

2. Superior Distributors Co., Inc., 4 Midland Avenue, Elmwood Park, New Jersey 07407

**Contract Amount:** \$40,000.00

**Funding Source:** City of Newark Budget/Departments of Engineering, Neighborhood and Recreational Services and Water & Sewer Utilities

**Contract Period:** To be established for a term 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

(List vendors here - only if list is long)

**Additional Information:**

Bids solicited: Six (6)

Bids received: Five (5)

**WHEREAS**, on June 26, 2012, the City of Newark, through its Purchasing Director, advertised to solicit bids for contractor(s) to provide, **Automotive Cleaners and Fluids**, 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 six (6) bid proposal packages to prospective vendors following the date of advertisement; and

**WHEREAS**, on July 19, 2012, five (5) bids were received in response to this advertisement; and

**WHEREAS**, the Purchasing Director recommends a dual award based on line item pricing to **Samuels, Inc. t/a Buy Wise Auto Parts and Superior Distributors Co., Inc.**, the lowest responsible bidders; and

**WHEREAS**, pursuant to N.J.S.A.40A:11-24, the selected responsible bidders consented to hold prices until such time an award is made; 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 **Samuels, Inc. t/a Buy Wise Auto Parts, 2091 Springfield Avenue, Vauxhall, New Jersey 07088, to receive line items as per the price schedule and Superior Distributors Co., Inc., 4 Midland Avenue, Elmwood Park, New Jersey 07407, to receive line items as per the price schedule;** to provide **Automotive Cleaners and Fluids**, to the City, whose bids were received on the advertised due date and determined to be the lowest 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(b).

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 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, covering the amount of the order. This contract shall not exceed \$40,000.00 for two (2) years.

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

This contract is awarded to **Samuels, Inc. t/a Buy Wise Auto Parts and Superior Distributors Co., Inc.**, to provide **Automotive Cleaners and Fluids**, to the City of Newark, at a cost not to exceed \$40,000.00 for two (2) years for two (2) vendors.