



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 16-0531, Version: 1

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

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

**Type of Service:** Use of State Vendor Contract # 86921

**Purpose:** Purchase of twenty two (22) 2016 Ford Focus S sedans (Police Vehicles)

**Entity Name(s)/Address(s):** Chas S. Winner Inc., D/B/A Winner Ford, 250 Haddonfield- Berlin Road, Cherry Hill, New Jersey 08034

**Contract Amount:** \$322,388.00

**Funding Source:** Police Local Forfeiture Fund  
Fund NW026, Account 46120 B2016

**Contract Period:** Upon Municipal Council Approval through no later than June 8, 2016

**Contract Basis:** ( ) Bid (X) State Vendor ( ) Prof. Ser. ( ) EUS  
( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a

**Entity Name/Address:**

**Additional Information:**

The Purchase Order attached hereto, and made a part hereof, is a contract and will be issued as such after Municipal Council approval of this Resolution.

**WHEREAS**, the City of Newark, through its Supervising Procurement Specialist, wishes to utilize State Term Contract T-0099, "Vehicles, Automobiles, Sedans/Crossover" (a copy of which is attached hereto and made a part hereof) to purchase products or 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/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, [1] 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, [2] only the items/services specified in the applicable State contract(s) may be purchased from the contract vendor(s) of record and [3] Cooperative Purchasing participants assume full responsibility for all purchase transactions issued through State contracts, including Purchase Orders, delivery compliance and payments; and

**WHEREAS**, within the above-mentioned State Term Contract T-0099, the City wishes to utilize State Vendor Contract #86921, Line #00002, with vendor Chas S. Winner Inc., D/B/A Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, New Jersey 08034, to purchase twenty-two (22) 2016 Ford Focus S sedans, commencing upon approval by the Municipal Council, and continuing through delivery completion, which will be no later than June 8, 2016; and

**WHEREAS**, the Supervising Procurement Specialist recommends the utilization of this State Term

Contract T-0099, State Vendor Contract #86921, Line #00002, award on the grounds that it provides police vehicle sedans according to specifications required by the City of Newark and as required by the Newark Department of Public Safety; and

**WHEREAS**, these vehicles are needed by the Newark Department of Public Safety to replace vehicles that have been damaged or otherwise are unable to be repaired for the purpose of outside employment; and

**WHEREAS**, these vehicles will be designated as marked, patrol vehicles for the purpose of outside employment; and

**WHEREAS**, the State Vendor Contract at issue provides for a per vehicle cost of \$14,654.00, making the total cost for the purchase of the twenty-two (22) 2016 Ford Focus S sedans to be \$322,388.00; and

**WHEREAS**, usage of this State contract shall provide police vehicles as required by the Department of Public Safety; and

**WHEREAS**, the Division of Central Purchasing has affirmed the availability of the funds needed for the purchase in question by way of a Purchase Order, a copy of which is attached hereto and made a part hereof.

**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 is authorized to utilize State Term Contract T-0099, State Vendor Contract #86921, Line #00002, Chas S. Winner, Inc., D/B/A/ Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, New Jersey 08034, to purchase twenty-two (22) 2016 Ford Focus S sedans, for the period commencing upon approval by the Municipal Council, and continuing through delivery completion, which will be no later than June 8, 2016.
2. There shall be no amendment of this Resolution without the approval of the Municipal Council.
3. There shall be no advance payment on this State contract in accordance with N.J.S.A. 40A:5-16.
4. Funds for the purchase of these vehicles are encumbered on the Outside Employment Fund and Purchase Order #NW026 - 2223 (a copy of which is attached hereto and made a part hereof), Account 46120, Budget B2016 for \$322,388.00. This contract shall not exceed \$322,388.00.
5. This contract complies with Local Pay to Play, N.J.S.A. 19:44A-20.5 as a State contract award, and constitutes a fair and open procedure.
6. The Supervising Procurement Specialist shall review all documents and price quotes submitted by the vendor to ensure that the terms and the prices in said documents and price quotes are consistent with the terms and prices in the relevant State contract and the State

contract's Standard Terms and Conditions.

7. The Supervising Procurement Specialist will file a duly executed copy of the Purchase Orders with this Resolution, in the Office of the City Clerk.
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 authorization, in accordance with N.J.S.A. 52:15C-10 and Notice of the Office of the State Comptroller dated May 7, 2008.

### **STATEMENT**

This Resolution authorizes the Supervising Procurement Specialist to utilize State Term Contract T-0099, State Vendor Contract #86921, Line #00002, with Chas S. Winner, Inc., D/B/A/ Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, New Jersey 08034, to provide twenty-two (22) 2016 Ford Focus S sedans (Police Vehicles), for the period commencing from the approval of this Resolution by the Municipal Council through delivery completion, which will be no later than June 8, 2016, at a total cost not to exceed \$322,388.00.