



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

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File #: 12-1722, Version: 1

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**Dept/ Agency:** Water & Sewer Utilities

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

**Type of Service:** Bid Contract

**Purpose:** Maintenance and Repair Sewer Netting Facilities

**Entity Name:** National Water Main Cleaning Company

**Entity Address:** 875 Summer Avenue, Newark, NJ 07104

**Contract Amount:** Not to exceed \$400,000.00

**Funding Source:** Department of Water and Sewer Utilities Budget

**Contract Period:** Commencing upon execution of the contract and terminating two years thereafter

**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:**

Bids Solicited: 3

Bids Received: 2

WHEREAS, on July 6, 2012, the Department of Water and Sewer Utilities advertised to solicit bids for **Contract 10-WS2012 Maintenance and Repair Sewer Netting Facilities**; and

WHEREAS, the Department of Water and Sewer Utilities distributed three (3) bid specification packages to prospective vendors following the date of advertising; and

WHEREAS, on July 17, 2012, two (2) bids were received in response to this solicitation; and

WHEREAS, the Department of Water and Sewer Utilities concludes from review and evaluation that an award be made to National Water Main Cleaning Co., the lowest responsible bidder; and

WHEREAS, pursuant to N.J.S.A. 40A:11-24, National Water Main Cleaning Co. agreed to hold their prices beyond 60 days; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.5 et seq., solicitation through the public bidding of Contract 10-WS2012 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 Acting Director of the Department of Water and Sewer Utilities is hereby authorized to execute **Contract 10-WS2012 Maintenance and Repair Sewer Netting Facilities** with **National Water Main Cleaning Co., 875 Summer Avenue, Newark, New Jersey 07104**, whose bid was received on the above advertised due date and who was determined to be the lowest responsible bidder in accordance with the bid specifications. The term of the contract will be for a two year period, commencing upon execution of the contract and for an amount not to exceed Four Hundred Thousand Dollars (\$400,000.00), pursuant to N.J.S.A. 40A:-11-3(b), for the provision of **Maintenance and Repair Sewer Netting Facilities**.
2. Pursuant to N.J.A.C. 5:30-5.5, attached hereto is the Comptroller's partial certification which states that funds in the amount of \$50,000.00 are available in the 2012 Temporary Budget under **Business Unit: NW038, Department ID: 800, Division: 8003, Account: 71770**. The certification shall be filed along with the original resolution in the Office of the City Clerk. The remainder of the funding for this contract will be subject to appropriation in the 2012, 2013 and 2014 Budget and funds will be certified prior to services being provided by the contractor.
3. Pursuant to N.J.S.A. 27:25-17, any and all debts, expenses or obligations incurred by the Department of Water and Sewer Utilities shall be payable only from funds available to the City of Newark, and no liability or obligation shall be incurred by the Department of Water and Sewer Utilities beyond the extent to which monies are available.
4. There shall be no amendment or change to the contract without approval by the Newark Municipal Council.
5. There shall be no advance payments made against this contract in accordance with N.J.A.C. 40A:5-16.
6. The Acting Director of the Department of Water and Sewer Utilities shall forthwith file a duly executed copy of this contract in the Office of the City Clerk.
7. 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 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 designee, the Acting Director of the Department of Water and Sewer Utilities, to enter into a contract with **National Water Main Cleaning Co., 875 Summer Avenue, Newark, New Jersey 07104**, for **Contract 10-WS2012 Maintenance and Repair Sewer Netting Facilities**, for an amount not to exceed Four Hundred Thousand Dollars

(\$400,000.00), for the period commencing upon execution of the contract and terminating two (2) years thereafter.