



## Legislation Text

File #: 18-0132, Version: 1

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

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

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

**Purpose:** To provide a one-time purchase of Refuse Trucks

**Description:** Two (2) Refuse Collection Equipment Rear Loader Packer Vehicle 32 Yard Capacity with Complete Snowplow Package

**Entity Name(s)/Address(s):** Appolonia, Inc., T/A Air Brake & Equipment, 225 Route 22 West, Hillside, New Jersey 07205

**Contract Amount:** \$638,430.16

**Funding Source:** 2017 Budget/Department of Public Works

**Account Code Line:** NW045-17G-17A14-94710-B2017

**Contract Period:** To be established upon complete delivery

**Contract Basis:** (X) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS

(X) Fair & Open (X) No Reportable Contributions ( ) RFP ( ) RFQ

( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a

**Additional Information:**

1<sup>st</sup> Advertisement Date: September 26, 2017

Bids Solicited: Nine (9)

Bids Received: Zero (0)

2<sup>nd</sup> Advertisement Date: October 10, 2017

Bids Solicited: Nine (9)

Bids Received: One (1)

3<sup>rd</sup> Advertisement Date: December 19, 2017

Bids Solicited: Ten (10)

Bids Received: One (1)

As a one-time purchase the Purchase Order and the Authorizing Resolution is the contract.

**WHEREAS**, on September 26, 2017, the City of Newark through its Supervising Procurement Specialist, QPA, advertised to solicit bids for contractor(s) to provide Refuse Collection Equipment, Rear Loader Packer Vehicle, 32 Yard Capacity with Complete Snowplow Package to the City of Newark, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing also distributed Nine (9) bid proposal packages to prospective vendors following the date of advertisement; and

**WHEREAS**, on October 5, 2017, no bids were received in response to this advertisement; and

**WHEREAS**, on October 10, 2017 the City of Newark through its Supervising Procurement Specialist, QPA, re-advertised to solicit bids for contractor(s) to provide Refuse Collection Equipment, Rear Loader Packer Vehicle, 32 Yard Capacity with Complete Snowplow Package to the City of Newark, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing also distributed Nine (9) bid proposal packages to prospective vendors following the date of advertisement; and

**WHEREAS**, on October 26, 2017, one (1) bid was received from Cambria Truck Center in response to this advertisement; and

**WHEREAS**, the Director of Public Works rejected the bid received on October 26, 2017, from Cambria Truck Center because the required seating package was not available rendering the bid non-responsive; and

**WHEREAS**, on December 19, 2017 the City of Newark through its Supervising Procurement Specialist, QPA, advertised to solicit bids for contractor(s) to provide Refuse Collection Equipment Rear Loader Packer Vehicle 32 Yard Capacity with Complete Snowplow Package to the City of Newark, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing also distributed Ten (10) bid proposal packages to the prospective vendors following the date of advertisement; and

**WHEREAS**, on January 4, 2018, one (1) bid was received in response to this advertisement; and

**WHEREAS**, the Manager of the Division of Motors recommends that an award be made to Appolonia, Inc., T/A Air Brake & Equipment, the only responsive and responsible bidder; and

**WHEREAS**, the Supervising Procurement Specialist, QPA, concurs with the recommendation from the Department of Public Works, Division of Motors, that an award be made to Appolonia, Inc., T/A Air Brake & Equipment, the only responsive and responsible bidder, and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-24, the bidder consented to holding prices bid for consideration, until such time as 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 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 Supervising Procurement Specialist, QPA, are hereby authorized to enter into a contract with Appolonia, Inc., T/A Air Brake & Equipment 225 Route 22 West Hillside, New Jersey 07205, to provide Two (2) Refuse Collection Equipment Rear Loader Packer Vehicle 32 Yard Capacity with Complete Snowplow Package, to the City of Newark, whose bid was received on the advertised due date and determined to be the only responsive, responsible bidder, in accordance with the bid specifications. The term of the contract will be fulfilled upon complete delivery.
2. There shall be no amendments or changes 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.
4. Funds covering the amount of the order is provided on PO# NW045-2544 from account codes NW045-17G-17A14-94710-B2017. This contract shall not exceed \$638,430.16.
5. A duly executed copy of the purchase order attached hereto, which is the contract, shall be forthwith filed in the Office of the City Clerk by the Supervising Procurement Specialist, QPA.
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 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 Appolonia, Inc., T/A Air Brake & Equipment, to provide two (2) Refuse Collection Equipment Rear Loader Packer Vehicle(s) 32 Yard Capacity with Complete Snowplow Package, to the City of Newark, at a cost not to exceed \$638,430.16 upon complete delivery.