



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 16-1436, Version: 1

Dept/ Agency: Administration/Division of Central Purchasing

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

Type of Service: Use of State Contract(s) # T-2926

Purpose: Bus, 36,000 LB. GVWR, Rear Engine, 47-Passenger Bus for Inmate Transportation - Rebid

Entity Name(s)/Address(s): H A DeHart & Son, Inc. 311 Crown Point Road, Thorofare, New Jersey 08086-9999

Contract Amount: Not to exceed \$126,200.00

Funding Source: Department of Engineering, Division of Motors/
NW026-Open Public Park Trust Account: 46160, B2016

Contract Period: Not to exceed September 26, 2017

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

Additional Information:

This is a one-time purchase and the Purchase Order is the contract.

WHEREAS, the City of Newark through its Supervising Procurement Specialist, wishes to utilize the BUS, 36,000 LB. GVWR, Rear Engine, 47-Passenger Bus for Inmate Transportation-Rebid, State Contract under Term Contract # T-2926, to purchase a 47 passenger bus 36,000 LB GVWR, REAR ENGINE, 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, 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. Only the items/services specified in the applicable State contract(s) may be purchased from the contract vendor(s) of record. Cooperative Purchasing participants assume full responsibility for all purchase transactions issued through State contracts, including Purchase Orders, delivery compliance, and payments; and

WHEREAS, the City wishes to utilize the State Term Contract, # T-2007 Buses 36,000 LB GVWR, Rear Engine, 47-Passenger Bus, for Inmate Transportation - Rebid, with the following vendor upon approval of this resolution by Municipal Council until the date of complete delivery, not to exceed September 26, 2017:

#85119 H A DeHart & Son, Inc., 311 Crown Point Road, Thorofare, New Jersey 08086-999

WHEREAS, the Supervising Procurement Specialist, recommends the utilization of this State Term Contract award on the grounds that it provides, Buses 36,000 LB GVWR, Rear Engine, 47-Passenger Bus for Inmate Transportation - Rebid, according to specifications required by the City of Newark, Department of Engineering, Division of Motors; and

WHEREAS, usage of these contracts provides the Buses 36,000 LB GVWR, rear engine, 47-passenger, required to purchase Buses 36,000 LB GVWR, Rear Engine, 47-Passenger Bus for Inmate Transportation - Rebid at a cost not to exceed \$126,200.00; and

WHEREAS, the Chief Financial Officer will certify the availability of funds before the order is placed.

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-2926, Buses 36,000 LB GVWR, rear engine, 47-passenger, for the following vendor: #85119 H A DeHart & Son Inc. to provide one (1) 47 Passenger Bus 36,000 LB GVWR, Rear Engine, for Inmate Transportation-Rebid, to the City of Newark, for the period commencing upon approval of this resolution by Municipal Council until the date of complete delivery, not to exceed September 26, 2017.

2. All purchases, purchase orders and other related documentation shall be in accordance with the relevant State Contract, State of New Jersey Standard Terms and Conditions, Method of Operation and Third Party Agreement/Three Party Agreement (if applicable) as contained in the State Contract Documentations and Agreements.

3. There shall be no amendment of this resolution without the approval of the Municipal Council.

4. There shall be no advance payment on this State contract in accordance with N.J.S.A. 40A: 5-16.

5. Funds for the purchase of this vehicle are encumbered on PO#: NW026-0000002558, Account: 46160, Budget Reference: B2016 for \$126,200.00. This contract shall not exceed \$126,200.00.

6. This contract complies with Local Pay to Play Law, N.J.S.A. 19:44A-20.5 as a State contract award and constitutes a fair and open procedure.

7. The Purchasing Division shall forthwith file a duly executed copy of the contract(s) in the Office of the City Clerk, if applicable.

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 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 Supervising Procurement Specialist to utilize State Term Contract # T-2007, which includes an award to the following vendor, H A DeHart & Son, Inc., 311 Crown Point Road, Thorofare, New Jersey 08086 to provide One (1) Bus, 36,000 LB GVWR, Rear Engine, 47-Passenger Bus for Inmate Transportation - Rebid for the period commencing from the adoption of this resolution by the Municipal Council of the City of Newark to complete delivery through September 26, 2017, at a cost not to exceed \$126,200.00.