



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 18-1887, Version: 1

Dept/ Agency: Administration/Division of Central Purchasing

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

Type of Service: Use of State Term Contract(s) # T-2103 - Vehicles, Cargo Vans, Class 1/2/3, Regular/Extended

Purpose: To purchase two (2) 2019 or newer Ford F350 High Top Extended Cargo Vans

Entity Name(s)/Address(s): DFFLM, LLC, T/A Ditschman/ Flemington Ford, 215 US Highway 202, Flemington, New Jersey 08822

Contract Amount: \$59,459.00

Funding Source: 037-750-7502-94430-B2018

Contract Period: Upon approval by the Municipal Council through August 1, 2019

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

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

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

Additional Information:

As a one-time purchase, the purchase order is the contract pursuant to N.J.S.A. 40A:11-2(21), as the law allows.

WHEREAS, the City of Newark, through its Purchasing Agent, QPA, wishes to utilize State Term Contract T-2103 Vehicles, Cargo Vans, Class 1/2/3, Regular/Extended to purchase two (2) 2019 or newer Ford F350 High Top Extended Cargo Vans, 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 and 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 State Term Contract, T-2103 Vehicles, Cargo Vans, Class 1/2/3/, Regular/Extended, under Contract Number 88211 awarded to vendor DFFLM, LLC, T/A Ditschman/ Flemington Ford, 215 Route 202 & 31, Flemington, New Jersey 08822, for the purchase of two (2) 2019 or newer Ford F350 High Top Extended Cargo Vans, commencing upon approval by the Municipal Council of the City of Newark until the date of complete delivery, no later than August 01, 2019; and

WHEREAS, the Purchasing Agent, QPA, recommends the utilization of this State Contract award on the grounds that it provides two (2) 2019 or newer Ford F350 High Top Extended Cargo Vans according to specifications required by the City of Newark, Department of Water and Sewer Utilities; and

WHEREAS, usage of this Contract will provide two (2) 2019 or newer Ford F350 High Top Extended Cargo Vans at a cost of \$59,459.00.

WHEREAS, the Chief Financial Officer will certify the availability of funds before orders are 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 Purchasing Agent for the City of Newark, QPA is authorized to utilize State Contract Term T-2103 Vehicles, Cargo Vans, Class 1/2/3/, Regular/Extended, which includes the following Contract Number 88211 with DFFLM, LLC, T/A Ditschman/ Flemington Ford, 215 Route 202 & 31, Flemington, New Jersey 08822, to purchase two (2) 2019 or newer Ford F350 High Top Extended Cargo Vans for the City of Newark, for the period commencing upon approval of this resolution by the Municipal Council of the City of Newark, complete delivery, no later than August 01, 2019, at a cost of \$59,459.00.
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 (if applicable) as contained in the State Contract Documents 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. Funding is contingent upon appropriation, pursuant to N.J.A.C. 5:30-5.5(c).
5. Funds for the purchase of these vehicles are encumbered on purchase order NW037-0000013720; Fund:037; Dept.:750; Division/Project:7502; Account#94430; Budget Reference:B2018. This contract is for Fifty-Nine Thousand Four Hundred Fifty Nine Dollars and Zero Cents (\$59,459.00).
6. 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.
7. The purchasing Division shall forthwith file a duly executed copy of the Notice of Award by the State, attached hereto, in the Office of the City Clerk, if applicable. The Notice of Award is the Contract.
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 twenty (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 Purchasing Agent, QPA, for the City of Newark, to utilize State Contract Term T-2103 Vehicles, Cargo Vans, Class 1/2/3/, Regular/Extended awarded to DFFLM, LLC, T/A Ditschman/ Flemington Ford, 215 Route 202 & 31, Flemington, New Jersey 08822, under Contract 88211, to purchase two (2) 2019 or newer Ford F350 High Top Extended Cargo Vans, to be used by the Department of Water and Sewer Utilities, for the period commencing upon approval of this resolution by Municipal the Council of the City of Newark, complete delivery no later than August 1, 2019, at a cost of Fifty Nine Thousand Four Hundred Fifty Nine Dollars and Zero Cents (\$59,459.00).