



## Legislation Text

File #: 22-0595, Version: 1

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

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

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

**Purpose:** To provide Stone, Crushed

**Entity Name(s)/Address:** Stavola Construction Materials, Inc., 175 Drift Road, Tinton Falls, New Jersey 07724

**Contract Amount:** Not to exceed \$440,000.00

**Funding Source:** 2022 Budget/Department of Public Works, Division of Sanitation/NW011-060-0605-83720-B2022 and Department of Water and Sewer Utilities/NW-037-750-7502-83410-B2022

**Contract Period:** To be established for a period not to exceed (24) consecutive months

**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:**

This contract will provide the City's Department of Public Works, Division of Sanitation and the Department of Water and Sewer Utilities with Stone, Crushed.

Advertisement: March 9, 2022

Bids Downloaded: Nine (9)

Bids Received: One (1)

**WHEREAS**, on March 9, 2022, the City of Newark through its Qualified Purchasing Agent, QPA, advertised to solicit a bid for contractors to provide Stone, Crushed for the Department of Public Works, Division of Sanitation and Newark Department of Water and Sewer, as described in the attached bid proposal; and

**WHEREAS**, the Division of Central Purchasing also published the bid package on the City of Newark's electronic procurement portal to provide a broader access and download capability to potential bidders; and

**WHEREAS**, on March 24, 2022, the Division of Central Purchasing received one (1) bid in response to this advertisement; and

**WHEREAS**, the Directors of Public Works, Division of Sanitation and the Department of Water and Sewer Utilities recommended that a single award be made to Stavola Construction Materials, Inc. 175 Drift Road, Tinton Falls, New Jersey 07724 the responsive and responsible bidders per line item; and

**WHEREAS**, the Qualified Purchasing Agent recommends that a single award be made to Stavola Construction Materials, 175 Drift Road, Tinton Falls, New Jersey 07724; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-24, the recommended bidder consented to holding their prices beyond sixty (60) days; and

**WHEREAS**, pursuant to N.J.S.A. 19:44A20.5 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 designees, the Business Administrator and/or the Qualified Purchasing Agent are hereby authorized to enter into and execute a contract with: Stavola Construction Materials, Inc. 175 Drift Road, Tinton Falls, New Jersey 07724 for Stone, Crushed for the City of Newark, Department of Public Works, Division of Sanitation and the Department of Water and Sewer Utilities, whose bid was received on the advertised due date and determined to be the only responsive and responsible bidder in accordance with the bid specifications. The term of the contract will be established for twenty-four (24) consecutive months, pursuant to N.J.S.A. 40A:11-15.
2. There shall be no amendment or change 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. Funds for 2020 and subsequent years are contingent upon appropriations, pursuant to N.J.A.C. 5:30-5.5(d).
4. This is an open-ended contract to be used as needed during the term of the contract. Thus, for any and all expenditures against this contract, a certification of the availability of sufficient funds, as required by N.J.A.C. 5:30-5.5(b)(2), shall be executed before a contractual liability is incurred each time an order is placed from Account Code Line Department of Public Works, Division of Sanitation NW011-060-0605-83720- B2022 and Department of Water and Sewer Utilities NW-037-750-7502-83410-B2022. This contract shall not exceed Four Hundred and Forty Thousand Dollars and Zero Cents (\$440,000.00) for one (1) vendor for twenty-four (24) consecutive months with start date commencing when contract is fully executed.
5. The Qualified Purchasing Agent, QPA, shall file a copy of the contract in the Office of the City Clerk.
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 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 designees, the Business Administrator and/or the Qualified Purchasing Agent, to enter into and execute a contract with: Stavola Construction Materials, Inc. 175 Drift Road, Tinton Falls, New Jersey 07724, to provide Stones, Crushed to the

City of Newark, at an amount not to exceed Four Hundred and Forty Thousand Dollars and Zero Cents (\$440,000.00) for a period to be established and not to exceed twenty-four (24) consecutive months for one (1) vendor with the start date commencing upon contract is fully execution.