



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 17-0588, 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:** 36,000 lb. GVWR, Rear Engine, 47-Passenger Bus

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

**Contract Amount:** Not to exceed \$104,977.83

**Funding Source:** 2017 Budget/ Department of Recreation, Cultural Affairs and Senior Services/  
Trust Fund: 026-160-1606-46160-B2017

**Contract Period:** Upon Delivery, 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 for Inmate Transportation-Rebid State contract to purchase a 47-Passenger Bus, 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 this State contract #A85119 Term Contract T-2926 award for use by the Department of Recreation, Cultural Affairs, and Senior Services and not for transportation of inmates, with the following vendor upon approval of this resolution by the Municipal Council until the date of complete delivery, which will be no later than September 26, 2017:

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

**WHEREAS**, the Supervising Procurement Specialist, recommends the utilization of this State contract #85119 Term Contract T-2926 award on the grounds that it provides a 36,000 lb. GVWR, Rear Engine, 47-Passenger Bus according to specifications required by the City of Newark, Department of Public Works, Division of Motors, to be used by the Department of Recreation, Cultural Affairs and Senior Services; and

**WHEREAS**, usage of State contract #85119 Term Contract # T-2926 provides the 36,000 lb. GVWR, Rear Engine, 47-Passenger Bus, at a cost not to exceed \$104,977.83.

**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 the State Term Contract # T-2926, 36,000 lb. GVWR, Rear Engine, 47-Passenger Bus Contract, #A85119, H A DeHart & Son Inc., 311 Crown Point Road, Thorofare, New Jersey 08086-9999, to provide one (1) 36,000 lb. GVWR, rear engine, 47-passenger Bus 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#0000002823, Department of Recreation, Cultural Affairs and Senior Services's Trust Fund 026-160-1606-46160, B2017. This contract shall not exceed \$104,977.83.
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 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-2926, which includes an award to the following vendor, H A DeHart & Son, Inc., 311 Crown Point Road, Thorofare, New Jersey 08086-9999, to provide one (1) 36,000 lb. GVWR, rear engine, 47-Passenger Bus,, for the period commencing from the adoption of this resolution by the Municipal Council of the City of Newark upon complete delivery not to exceed September 26, 2017, at a cost not to exceed \$104,977.83.