



Legislation Text

File #: 16-0755, Version: 1

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

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

**Type of Service:** Use of State Contract(s) M-0483 and all applicable vendors and dealers

**Purpose:** Purchase of computer equipment, peripherals and related services

**Entity Name(s)/Address(s):** See below

**Contract Amount:** Cost not to exceed \$900,000.00

**Funding Source:** City Budget/ Department of Administration, Information Technology Division, NW011 - 030 - 0306 - Accounts 71420 & 94210 - B2016

**Contract Period:** October 1, 2015 through March 31, 2017, inclusive of extensions by the State

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

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

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

**Entity Name/Address:**

- #89964, Ace Technology Partners LLC, 575 Lively Blvd., Elk Grove Village, IL 60007
- #89966, Cisco Systems Inc., 170 West Tasman Dr., San Jose, CA 95134
- #89971, Computer Technology Link, 9700 SW Harvest Ct. #100, Beaverton, OR 97005
- #89967, Dell Marketing LP, One Dell Way, Round Rock, TX 78682
- #89968, EMC Corporation, 176 South Street, Hopkinton, MA 01748-2208
- #89970, Firefly Computers L.L.C., 4463 White Bear Parkway, Suite 102, Saint Paul, MN 55110
- #89972, Fujitsu America Inc., 1250 E. Arques Ave., Sunnyvale, CA 94085-4701
- #89973, Grace Global Inc., 1343 S. Main Street, Salt Lake City, UT 84115
- #40116, Hewlett Packard Enterprise, 3000 Hanover Street, Palo Alto, CA 94304
- #89975, Hitachi Data Systems Corp., 650 E. Swedesford Rd., Ste. 195, Wayne, PA 19087
- #89976, Howard Industries Inc., 36 Howard Dr., Ellisville, MS 39437
- #89974, HP Inc., 1501 Page Mill Road, Palo Alto, CA 94304-1185
- #40047, IBM Corp, 300 Long Meadow Rd., Sterling Forest, NY 10979
- #40121, Lenovo United States Inc., 1009 Think Place, Morrisville, NC 27560-9002
- #40166, Microsoft Corporation, 5335 Wisconsin Ave. NW, Suite 600, Washington, DC 20015
- #89977, Netapp Inc., 1921 Gallows Rd. Ste. 600, Vienna, VA 22182-3995
- #89978, Nimble Storage Inc., 211 River Oaks Parkway, San Jose, CA 95134-1919
- #89980, Panasonic Corporation of North America, 3 Panasonic Way 7F-3, Secaucus, NJ 07094
- #89981, Pure Storage Inc., 650 Castro Street, Suite 400, Mountain View, CA 94041-2081
- #40294, Tintri Inc., 303 Ravendale Drive, Mountain View, CA 94043
- #89982, Transource Services Corp., 2405 West Utopia Rd, Phoenix, AZ 85027
- #89983, Xiotech Corp, 6455 Flying Cloud Dr., Eden Prairie, MN 55344-3305

**Additional Information:**

**WHEREAS**, the City of Newark through its Supervising Procurement Specialist, wishes to utilize the NASPO Valuepoint Computer State contract # M-0483, to purchase computer equipment, peripherals and related services from authorized vendors or distributors 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. 52:25-16.1 et seq. and N.J.A.C. 5:34-7.1, et seq., [1] 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, [2] only the items/services specified in the applicable State contract(s) may be purchased from the contract vendor(s) of record and [3] Cooperative Purchasing participants assume full responsibility for all purchase transactions issued through State contracts, including Purchase Orders, delivery compliance, and payments; and

**WHEREAS**, the following vendors have been awarded a contract under the NASPO Valuepoint Computer State contract pursuant to term contract, # M-0483, for the purchase of computer equipment, peripherals and related services, respectively for the period of October 1, 2015, to March 31, 2017, inclusive of extensions by the State-

#89964, Ace Technology Partners LLC, 575 Lively Blvd., Elk Grove Village, IL 60007  
#89966, Cisco Systems Inc., 170 West Tasman Dr., San Jose, CA 95134  
#89971, Computer Technology Link, 9700 SW Harvest Ct. #100, Beaverton, OR 97005  
#89967, Dell Marketing LP, One Dell Way, Round Rock, TX 78682  
#89968, EMC Corporation, 176 South Street, Hopkinton, MA 01748-2208  
#89970, Firefly Computers L.L.C., 4463 White Bear Parkway, Suite 102, Saint Paul, MN 55110  
#89972, Fujitsu America Inc., 1250 E. Arques Ave., Sunnyvale, CA 94085-4701  
#89973, Grace Global Inc., 1343 S. Main Street, Salt Lake City, UT 84115  
#40116, Hewlett Packard Enterprise, 3000 Hanover Street, Palo Alto, CA 94304  
#89975, Hitachi Data Systems Corp., 650 E. Swedesford Rd., Ste. 195, Wayne, PA 19087  
#89976, Howard Industries Inc., 36 Howard Dr. Ellisville, MS 39437  
#89974, HP Inc., 1501 Page Mill Road, Palo Alto, CA 94304-1185  
#40047, IBM Corp, 300 Long Meadow Rd., Sterling Forest, NY 10979  
#40121, Lenovo United States Inc., 1009 Think Place, Morrisville, NC 27560-9002  
#40166, Microsoft Corporation, 5335 Wisconsin Ave. NW, Suite 600, Washington, DC 20015  
#89977, Netapp Inc. 1921 Gallows Rd. Ste. 600, Vienna, VA 22182-3995  
#89978, Nimble Storage Inc., 211 River Oaks Parkway, San Jose, CA 95134-1919  
#89980, Panasonic Corporation of North America, 3 Panasonic Way 7F-3, Secaucus, NJ 07094  
#89981, Pure Storage Inc. 650 Castro Street, Suite 400, Mountain View, CA 94041-2081  
#40294, Tintri Inc., 303 Ravendale Drive, Mountain View, CA 94043  
#89982, Transource Services Corp., 2405 West Utopia Rd, Phoenix, AZ 85027  
#89983, Xiotech Corp, 6455 Flying Cloud Dr. Eden Prairie, MN 55344-3305; and

**WHEREAS**, the Supervising Procurement Specialist, recommends the utilization of these State contract awards on the grounds that they provide computer equipment, peripherals and related services according to specifications required by the City of Newark, Department of Administration, Information Technology Division; and

**WHEREAS**, usage of these contracts provides the computer equipment, peripherals and related services required to operate and maintain the City's information technology systems, at a cost not to exceed \$900,000.00; and

**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 Supervising Procurement Specialist is authorized to utilize the NASPO Valuepoint Computer State contract term # M-0483 which includes the following vendors: #89964, Ace Technology Partners LLC, #89966, Cisco Systems Inc., #89971, Computer Technology Link, #89967, Dell Marketing LP, #89968, EMC Corporation, #89970, Firefly Computers LLC, #89972, Fujitsu America Inc., #89973, Grace Global Inc., #40116, Hewlett Packard Enterprise, #89975, Hitachi Data Systems Corp, #89976, Howard Industries Inc., #89974, HP Inc., #40047, IBM Corporation, #40121, Lenovo United States Inc., #40166, Microsoft Corporation, #89977, Netapp Inc., #89978, Nimble Storage Inc., #89980, Panasonic Corporation Of North America, #89981, Pure Storage Inc., #40294, Tintri Inc., #89982, Transource Services Corp., #89983, and Xiotech Corporation; inclusive of the authorized distributors and dealers (a list of which is attached hereto and made a part hereof), to provide computer equipment, peripherals and related services to the City of Newark through March 31, 2017, inclusive of any extensions to the State contract.
2. The Municipal Council hereby ratifies this contract usage from October 1, 2015, to the date of adoption of this authorizing resolution.
3. All purchases shall be in accordance with N.J.S.A. 52:25-16.1 *et seq.*, only those items/services specified in the applicable State contract(s) may be purchased from the contract vendor(s) of record.
4. All purchases, purchase orders and other related documentation shall be in accordance with the terms and conditions of the relevant State Contract and its associated Method of Operation (a copy of which is attached hereto and made a part hereof), including the requirement that quotes from multiple authorized dealers be obtained when more than one authorized dealer would support the City's purchasing needs.
5. There shall be no amendment of this resolution without the approval of the Municipal Council.
6. 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.
7. This contract is awarded as an open ended contract; pursuant to N.J.A.C. 5:30-5.5(d)(2). A certification of the availability of funds shall be executed prior to each purchase order being placed and charged against this contract. The total costs under this contract shall not exceed \$900,000.00.
8. 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.
9. The Purchasing Division shall forthwith file a duly executed copy of the contract(s) in the Office of the City Clerk, if applicable.
10. 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 ratifies and authorizes usage of the NASPO Valuepoint Computer term State contract # M-0483, which includes awards to the following vendors: Ace Technology Partners L.L.C, Cisco Systems Inc., Computer Technology Link, Dell Marketing LP, EMC Corporation, Firefly Computers LLC, Fujitsu America Inc., Grace Global Inc., Hewlett Packard Enterprise, Hitachi Data Systems Corp, Howard Industries Inc., HP Inc., IBM Corporation, and Lenovo United States Inc., Microsoft Corporation, Netapp Inc., Nimble Storage Inc., Panasonic Corporation Of North America, Pure Storage Inc., Tintri Inc., Transource Services Corp., and Xiotech Corporation, for the provision of computer equipment, peripherals and related services for the period October 1, 2015 through March 31, 2017, to the City of Newark at a total cost not to exceed \$900,000.00.