



Legislation Text

File #: 24-0641, Version: 1

Dept/ Agency: Administration/Division of Central Purchasing

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

Type of Service: Use of State Contract(s) #T0103 Master Blanket 16-FLEET-00130 Park and Playground Equipment

Purpose: To purchase new playground equipment at the Marquis “Bo” Porter Sports Complex located at 378 Lyons Avenue as a safe and aesthetically pleasing playground for children ages 2-12.

Entity Name(s)/Address(s):

General Recreation, Inc., 25 Reese Avenue, Newtown Square, Pennsylvania 19073

Contract Amount: Not to exceed \$337,701.00

Funding Source: 2024 Budget/Department of Recreation, Cultural Affairs and Senior Services/Open Space Trust Account/NW026-32720-B2024

Contract Period: Upon approval by the Municipal Council through May 30, 2024, inclusive of any 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

Additional Information:

This State Contract #T0103 will provide the purchase of a new playground equipment and rubber safety surfacing for the Marquis “Bo” Porter Sports Complex located at 378 Lyons Avenue. It will consist of new playground equipment and rubber safety surfacing to create a safe and aesthetically pleasing playground for children ages 2-12 for the City’s Department of Recreation, Cultural Affairs and Senior Services.

WHEREAS, the City of Newark (“City”), through its Interim Purchasing Agent, wishes to utilize State contract T0103 Master Blanket 16-FLEET-00130 Park and Playground Equipment to purchase playground equipment and rubber safety surfacing for the Department of Recreation, Cultural Affairs and Senior Services from an authorized vendor under the New Jersey Cooperative Purchasing Program 1-NJCP, pursuant to N.J.S.A. 40A:-12 and N.J.A.C. 5:34-7.29; and

WHEREAS, the purchase of goods and services by local contracting units without advertising and bidding therefor is authorized by N.J.S.A. 40A: 11-12, where the contract for such goods and services was entered into on behalf of the State of New Jersey by the Division of Purchase and Property within the New Jersey Department of the Treasury; and

WHEREAS, in accordance with 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 Orders issued reflects the correct 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 Contract T0103 Master Blanket 16-FLEET-00130 Park

and Playground Equipment to enter into a contract with General Recreation, Inc. 25 Reese Avenue, Newtown Square, PA 19073 to equip the playground at Marquis “Bo” Porter Sports Complex located at 378 Lyons Avenue with new playground equipment and safety surfacing, with (1) said contract term to commence upon approval of this Resolution by the Municipal Council and to continue through May 30, 2024, inclusive of any extensions granted by the State, or upon completion of the project, whichever occurs first, and (2) said contract to be at a cost not to exceed Three Hundred Thirty-Seven Thousand Seven Hundred One Dollars and Zero Cents (\$337,701.00).

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. Pursuant to N.J.S.A. 40:11-12 and N.J.A.C. 5:34-7 .29, the Mayor and/or his designees, the Business Administrator or the Interim Purchasing Agent is authorized to utilize State Contract T0103 Park and Playground Equipment Master Blanket 16-FLEET-00130 to enter into a contract with General Recreation, Inc., 25 Reese Avenue, Newtown Square, PA 19073 to equip the playground at Marquis “Bo” Porter Sports Complex located at 378 Lyons Avenue with new playground equipment and rubber safety surfacing. Said contract term shall be for the period commencing upon the approval of this Resolution by the Municipal Council through May 30, 2024, inclusive of extensions by the State..
2. All purchases, Purchase Orders and other related documentation shall be in accordance with the relevant State Contract, New Jersey Standard Terms and Conditions, Method of Operation and Third Party Agreement, if applicable, as contained in the State Contract documentations and agreements.
3. There shall be no amendments of this Resolution without the approval of the Municipal Council.
4. There shall be no advance payment of this State Contract in accordance with N.J.S.A. 40A:5-16.
5. 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 each time a purchase order is placed. Funds shall be charged against the following Funding Sources: NW026-32720-B2024 Open Space Trust Account. This contract shall not exceed Three Hundred Thirty Seven Thousand Seven Hundred One Dollars and Zero Cents (\$337,701.00).

6. This contract complies with City of Newark's Pay-to- Play Law and N.J.S.A. 19:44A-20.5, as a State Contract award, and constitutes a Fair and Open Procedure.

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

STATEMENT

This Resolution authorizes the Mayor of the City of Newark and/or his designees, the Interim Purchasing Agent and/or the Business Administrator to utilize State Contract T0103 Master Blanket 16-FLEET-00130 Park and Playground Equipment to build a new playground at Marquis "Bo" Porter Sports Complex located at 378 Lyons Ave as a safe and aesthetically pleasing playground for children ages 2-12 awarded to General Recreation, Inc. 25 Reese Avenue, Newtown Square, PA 19073 for the Department of Recreation, Cultural Affairs and Senior Services for the period commencing upon adoption of this Resolution by the Municipal Council through May 30, 2024, inclusive of extensions by the State, or upon completion of the project, whichever occurs first, at a cost not to exceed Three Hundred Thirty Seven Thousand Seven Hundred One Dollars and Zero Cents (\$337,701.00).