



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 12-2377, Version: 2

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

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

**Type of Service:** Use of State Contract(s) # 82528 and # 82527

**Purpose: Tires, Tubes and Service**

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

1. Bridgestone Americas Inc. Firestone  
280 Broadway, Elmwood Park, New Jersey 07407
2. Goodyear Tire & Rubber Co.  
1144 E. Market St. D 709, Akron, Ohio 44316

**Contract Amount:** \$450,000.00

**Funding Source:** City of Newark Budget/Department of Engineering/Water & Sewer Utilities Budget

**Contract Period:** *Upon Authorization by Municipal Council through March 31, 2015, 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:**

**Additional Information:**

**Failed 7R1-g 020613**

**WHEREAS**, the City of Newark through its Director of Purchasing wishes to utilize the Tires, Tubes and Services contract to purchase products or services 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 following vendors have been awarded a state contract award for the purchase of Tires, Tubes and Services respectively for the period commencing adoption of this resolution to March 31, 2015, inclusive of any subsequent extension to the term of the State Contract.

# 82528, Bridgestone Americas Inc. Firestone, 280 Broadway, Elmwood Park, New Jersey 07407,

Inclusive of Authorized Dealers:

*Custom Bandag, 401 E. Linden Avenue, Linden, New Jersey 07036*

*Inter City Tire & Auto Center, Inc., 777 Dowd Avenue, Elizabeth, New Jersey 07201*

# 82527, Goodyear Tire & Rubber Co. 1144 E. Market St. D 709 Akron, Ohio 44316, Inclusive of Authorized Dealers:

*Custom Bandag, 401 E. Linden Avenue, Linden, New Jersey 07036*

*Inter City Tire & Auto Center, Inc., 777 Dowd Avenue, Elizabeth, New Jersey 07201*

**WHEREAS**, the Director of Purchasing recommends the utilization of these state contract awards on the grounds that they provide Tires, Tubes and Services according to specifications required by the City of Newark; and

**WHEREAS**, the total cost for the purchase of Tires, Tubes and Services is expected not to exceed \$450,000.00; and

**WHEREAS**, usage of this contract provides various size vehicle Tires, Tubes and Services for the City's fleet; and

**WHEREAS**, the Chief Financial Officer will certify the availability of funds before the order is 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 Municipal Council authorizes the Director of Purchasing to utilize contract #82528 Bridgestone Americas Inc. Firestone and #82527 Goodyear Tire & Rubber Co., inclusive of their authorized dealers to provide TIRES, TUBES AND SERVICES, for the period commencing from the adoption of this resolution to March 31, 2015, inclusive of any subsequent extensions to the term of this State Contract.

2. There shall be no amendment of this resolution without the approval of the Municipal Council.

3. There shall be no advance payment on this State Contract in accordance with N.J.S.A. 40A: 5-16. Funds for 2013 and subsequent years are contingent upon appropriation pursuant to N.J.A.C. 5:30-5.5.

4. This contract is awarded as an open-ended contract under N.J.A.C. 5:30-5.3(c) and pursuant to N.J.A.C. 5:30-5.5(d) (2). Certification of the Availability of Funds shall be executed by purchase order; each time an order is placed and charged against this contract. This contract shall not exceed \$450,000.00 inclusive of subsequent extensions to the term of the contract by the state.

5. 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.

6. The Director of Purchasing shall forthwith file a duly executed copy of the contract in the Office

of the City Clerk.

7. If required by the 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 usage of a State Contract award to Bridgestone Americas Inc. Firestone and Goodyear Tire & Rubber Co., inclusive of their authorized dealers to provide for the purchase of Tires, Tubes and Services for the period commencing from the adoption of this resolution to March 31, 2015, inclusive of any subsequent extensions to the term, at a cost not to exceed \$450,000.00.