



Legislation Text

File #: 23-1659, Version: 1

Dept/ Agency: Administration/Division of Central Purchasing

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

Type of Service: Cooperative Purchasing Agreement

Purpose: To purchase grounds equipment from the Educational Services Commission Contract #ESCNJ 22/23-12.

Entity Name(s)/Address(s):

- 1) Trius, Inc., 5049 Industrial Road, Farmingdale, New Jersey 07727;
- 2) Storr Tractor Company, 3191 U.S. Highway 22 East, Branchburg, New Jersey 08876;
- 3) North Jersey Bobcat, 201 Maltese Drive, Totowa, New Jersey 07512;
- 4) Foley, Inc., 855 Centennial Avenue, Piscataway, New Jersey 08854;
- 5) Cliffside Body Corp., 130 Broad Avenue, Fairview, New Jersey 07022; and
- 6) Hoffman International, Inc., 300 South Randolphville Road, Piscataway, New Jersey 08855

Contract Amount: Not to exceed \$100,000.00

Funding Source: 2023 Budget/Department of Public Works/011-060-0605-71920

Contract Period: Upon approval of Municipal Council through February 21, 2024

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

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

() Private Sale () Grant () Sub-recipient (X) N/A

Additional Information:

This Cooperative Purchasing Agreement will authorize the Department of Public Works to utilize the Educational Services Commission of New Jersey ("ESCNJ") Contract #ESCNJ 22/23-12 to purchase grounds equipment to increase equipment supply.

No Action Taken 7R1-d 111323

WHEREAS, on May 6, 2020, the Municipal Council adopted Resolution 7R1-f authorizing the Membership in the Educational Services Commission of New Jersey - ESCNJ, 1660 Stelton Road, Piscataway, New Jersey 08854, a New Jersey State Approved Co-op #65MCESCCPS; and

WHEREAS, the Educational Services Commission of New Jersey ("ESCNJ"), a locally recognized and accepted cooperative purchasing organization, maintains Local Cooperative Agreement Contracts, which are competitively awarded through which members can make purchases; and

WHEREAS, the ESCNJ system was developed for the purpose of utilizing a competitive bidding process to make the procurement process more efficient and provide cost savings to its members; and

WHEREAS, the ESCNJ has offered the City of Newark (the "City") the opportunity to participate in their Cooperative Purchasing System and the membership is active and continuous; and

WHEREAS, the City, through its Qualified Purchasing Agent, wishes to utilize the ESCNJ contract #ESCNJ 22/23-12 to purchase grounds equipment to be used by the City's Department of Public Works, upon approval of this Resolution by the Municipal Council through February 21, 2024; and

WHEREAS, the initial purchase will be eight electric hopper spreaders from the awarded vendor Trius Inc., 5049 Industrial Road, Farmingdale, New Jersey 07727 at a cost not to exceed Sixty Eight Thousand Five Hundred Four Dollars and Zero Cents (\$68,504.00), and

WHEREAS, the Department of Public Works may purchase additional equipment as needed up to \$100,00.00 under ESCNJ contract #ESCNJ 22/23-12 in order to increase their equipment supply; and

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 authorized to utilize ESCNJ contract #ESCNJ 22/23-12 to purchase grounds equipment to be used by the City's Department of Public Works upon approval of this Resolution by the Municipal Council through February 21, 2024.
2. The Mayor, and/or his designees, the Business Administrator and/or the Qualified Purchasing Agent are authorized to purchase eight electric hopper spreaders from Trius Inc., 5049 Industrial Road, Farmingdale, New Jersey 07727 at a cost not to exceed Sixty Eight Thousand Five Hundred Four Dollars and Zero Cents (\$68,504.00), and/or to make other purchases under ESCNJ contract #ESCNJ 22/23-12 as needed. 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 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 on this Contract in accordance with N.J.S.A. 40A:5-16.
5. 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: Funding Source 011-060-0605-71920. Total contract expenditures for purchases of ground equipment pursuant to this Resolution may not exceed One Hundred Thousand Dollars (\$100,000.00).
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 Division of Central Purchasing shall file a duly executed copy of the contract in the Office of the City Clerk, if applicable.

8. If required by state law, the Acting City Clerk shall provide the appropriate Notice of 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 of the City of Newark and/or his designees, the Business Administrator and/or the Qualified Purchasing Agent, are authorized to utilize ESCNJ contract #ESCNJ 22/23-12 to purchase grounds equipment to be used by the City's Department of Public Works upon approval of this Resolution by the Municipal Council through February 21, 2024 at an amount not to exceed One Hundred Thousand Dollars (\$100,000.00).