



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 13-0440, Version: 1

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

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

**Type of Service:** Bid Contract(s)

**Purpose:** Aquatic Equipment and Supplies

**Entity Name(s)/Address(s):** Elifeguard, Inc., 265 Barnes Boulevard, Rockledge, Florida 32955

**Contract Amount:** Not to Exceed \$125,000.00

**Funding Source:** City of Newark/Department of Neighborhood & Recreational Services

**Contract Period:** To be established for a term not to exceed two (2) years

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

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

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

**Additional Information:**

Bids Solicited: Six (6)

Bids received: One (1)

**WHEREAS**, on February 5, 2013, the City of Newark through its Purchasing Director advertised to solicit bids for contractor(s) to provide, **Aquatic Uniforms and Equipment**, to the Department Neighborhood and Recreational Services, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing distributed six (6) bid proposal packages to prospective vendors following the date of advertisement; and

**WHEREAS**, on February 21, 2013, one (1) bid was received in response to this advertisement; and

**WHEREAS**, the Purchasing Director recommends an award to **Elifeguard Inc.**, the only responsible bidder; and

**WHEREAS**, pursuant to N.J.S.A.40A:11-24, the selected responsible bidder consented to hold prices until such time as an award is made; and

**WHEREAS**, pursuant to N.J.S.A.19:44A-20.5 et seq., solicitations through public bidding in accordance with N.J.S.A.40A:11-1, et seq., meets the requirements of the fair and open process.

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

1. The Mayor and/or his designee, the Purchasing Director, are hereby authorized to enter into a contract with **Elifeguard Inc., 265 Barnes Boulevard, Rockledge, Florida 32955**, to provide **Aquatic Uniforms and Equipment**, to the City, whose bid was received on the advertised due date and determined to be the only responsible bidder in accordance with the bid specifications. The term of the contract will be established for a two (2) year term, pursuant to N.J.S.A.40A:11-3 (b).

2. There shall be no amendment or change of this contract without the approval of the Municipal Council by resolution.
3. There shall be no advance payment on this contract in accordance with N.J.S.A. 40A:5-16. Funds for 2013 and subsequent years are contingent upon appropriations; pursuant to N.J.A.C. 5:30-5.5(d)(2).
4. This is an open-ended contract to be used as needed during the term of 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, covering the amount of the order. This contract shall not exceed \$125,000.00 for two (2) years.
5. A duly executed copy of the contract shall be forthwith filed in the Office of the City Clerk by the Purchasing Director.
6. 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 contract is awarded to **Elifeguard Inc.**, to provide **Aquatic Uniforms and Equipment** to the City of Newark, at a cost not to exceed \$125,000.00 for two (2) years, for one (1) vendor.