



## Legislation Text

File #: 24-0133, Version: 1

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

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

**Type of Service:** Use of State Contract(s) #T0790; Master Blanket PO #24-FLEET-61850

**Purpose:** To purchase Firefighter Protective Clothing and Equipment.

**Entity Name(s)/Address(s):** New Jersey Fire Equipment, 119-131 Route 22 East, Green Brook, New Jersey 08812

**Contract Amount:** Not to exceed \$1,500,000.00

**Funding Source:** 2024 Budget/Department of Public Safety, Fire Division/NW-001-001-190-1903-8383-B2024

**Contract Period:** Upon approval of the Municipal Council through June 14, 2024, 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

**Additional Information:**

This State Contract will provide for the purchase of Firefighter Protective Clothing and Equipment for new recruits, who will be required to be outfitted in Personal Protective Equipment (P.P.E.) for the City's Department of Public Safety, Division of Fire.

**WHEREAS**, the City of Newark, through its Interim Qualified Purchasing Agent (the "City") wishes to utilize State Contract T0790, Master Blanket PO #24-Fleet-61850, for the Department of Public Safety, Division of Fire 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 are 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. 5:34-7.1 et seq., 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 City wishes to utilize State Contract #T0790; Master Blanket PO #24-FLEET-61850 to purchase Firefighter Protective Clothing and Equipment for the Department of Public Safety, Division of Fire from New Jersey Fire Equipment, 119-131 Route 22 East, Green Brook, New Jersey 08812, upon approval by the Municipal Council through June 14, 2024, inclusive of extensions by the State; and

**WHEREAS**, usage of this contract will provide Firefighter Protective Clothing and Equipment for new recruits, who will require to be outfitted in Personal Protective Equipment (P.P.E.) for the Department of Public Safety, Division of Fire in a contract amount not to exceed One Million Five Hundred Thousand Dollars and Zero Cents (\$1,500,000.00).

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

1. Pursuant to N.J.S.A. 40A:11-1 et seq. and N.J.A.C. 5:34-7.29, the Interim Qualified Purchasing Agent is authorized to utilize State Contract #T0790, Master Blanket PO #24-FLEET-61850, to purchase Firefighter Protective Clothing and Equipment for new recruits, who will require to be outfitted in Personal Protective Equipment (P.P.E.) for the Department of Public Safety, Division of Fire from Fire Equipment, 119-131 Route 22 East, Green Brook, New Jersey 08812, for the period commencing upon approval by the Municipal Council through June 14, 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 to this Resolution without the approval of the Municipal Council.
4. There shall be no advance payment on this State Contract in accordance with N.J.S.A. 40A:5-16.
5. These are open-ended contracts to be used as needed during the term of each contract. Thus for any and all expenditures against these contracts, a certification of the availability of sufficient funds, as required by N.J.A.C. 5:30-5.5(d)(2), shall be executed before a contractual liability is incurred each time an order is placed. Funds for the purchase of Firefighter Protective Clothing and Equipment to be used by the City of Newark Fleet are encumbered from Funding Sources NW-001-001-190-1903-8383-B2024. These contracts shall not exceed a total of One Million Five Hundred Thousand Dollars and Zero Cents (\$1,500,000.00).
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 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 Interim Qualified Purchasing Agent, and/or the Business Administrator to utilize State Contract #T0790; Master Blanket PO #24-FLEET-61850, to purchase Firefighter Protective Clothing and Equipment for new recruits, who will require to be outfitted in Personal Protective Equipment (P.P.E) for the Department of Public Safety, Division of Fire from New Jersey Fire Equipment, 119-131 Route 22 East, Green Brook, New Jersey 08812, for a period commencing upon approval by the Municipal Council through June 14, 2024, inclusive of extensions by the State, at a contract amount not to exceed \$1,500,000.00.