



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 11-1586, Version: 2

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

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

**Type of Service:** Use of State Contract(s) # 79123

**Purpose:** Dump Truck, 39,000 LB. GVWR C&C 5/7 CU. YD. Aluminum Body & Accessories

**Entity Name(s)/Address(s):** Bucks County Int'l. Inc., 134 Old Oxford Valley Rd. Langhorne, PA 19047

**Contract Amount:** \$104,568.00

**Funding Source:** Water & Sewer Utilities Budget, Capital Funds

**Contract Period:** Upon Authorization, not to exceed June 14, 2014

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

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

( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a

**Additional Information:**

**Invitation:** [Central Purchasing Agent, February 15, 2012](#)

**Failed** [7R1-0 021612](#)

**Invitation:** [Central Purchasing Agent, March 6, 2012](#)

WHEREAS, the City of Newark through its Purchasing Director wishes to utilize the Dump Truck, 39,000 LB. GVWR C&C 5/7 CU. YD. Aluminum Body & Accessories 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 vendor has been awarded a state contract for the purchase of Dump Truck, 39,000 LB. GVWR C&C 5/7 CU. YD. Aluminum Body & Accessories, for the period commencing adoption of this resolution to June 14, 2014:

# 79123, Bucks County Int'l. Inc. 134 Old Oxford Valley Rd., Langhorne, PA 19047

WHEREAS, the Purchasing Director recommends the utilization of this state contract award on the grounds that it provides Dump Truck, 39,000 LB. GVWR C&C 5/7 CU. YD. Aluminum Body & Accessories, according to specifications required by the City of Newark; and

WHEREAS, the total cost for the purchase of Dump Truck, 39,000 LB. GVWR C&C 5/7 CU. YD. Aluminum Body & Accessories, is expected not to exceed \$104,568.00; and

WHEREAS, usage of this contract provides dump trucks as required by the Water Utility.

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 Purchasing Director is authorized to utilize contract # 79123, Buck County Int'l. Inc., to provide DUMP TRUCK, 39,000 LB. GVWR C&C 5/7 CU. YD. ALUMINUM BODY & ACCESSORIES, for the period commencing from the adoption of this resolution to the date of delivery, not to exceed June 14, 2014.

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.

4. Funds for this purchase are encumbered on PO # 149, Fund NW041, Dept., 10W, Project 10W40, Acct. 94710, Bud/ref B2010 for \$104,568.00.

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 Purchasing Director 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 authorization, 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 OF INTENT:

This resolution authorizes usage of a state contract award to Bucks County Int'l., Inc. to provide for the purchase of Dump Truck, 39,000 LB. GVWR C&C 5/7 CU. YD. Aluminum Body & Accessories, for the period commencing from the adoption of this resolution to the date of delivery, not to exceed June 14, 2014, at a cost not to exceed \$104,568.00.