



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 22-1319, Version: 1

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

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

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

**Purpose:** To provide Hospital, Surgical and Related Medical Accessories.

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

- 1) Cen-Med Enterprises, Inc., 121 Jersey Avenue, New Brunswick, New Jersey 08901;
- 2) Flying Aces Logistics LLC, 600 Johnson Avenue, Suite C15, Bohemia, New York 11716;
- 3) Performance Safety Group, 781A Rudder Road, St. Louis, Missouri 63026; and
- 4) Wesbay Resources LLC, 1 North Harrison Street, Floor 3, East Orange, New Jersey 07017

**Contract Amount:** Not to exceed \$700,000.00

**Funding Source:** 2022 Budget/Department of Health and Community Wellness, Division of Medical Care Services/NW051-G21-2H21S-83870(Grant) and NW026-G21-2H21S- 46540(Grant)

**Contract Period:** To be established for a period not to exceed twenty-four (24) consecutive months

**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:**

This bid contract will provide Hospital, Surgical and Related Medical Accessories through four (4) vendors to the City's Department of Health and Community Wellness.

Advertisement Date: April 13, 2022

Bids Downloaded: Fifteen (15)

Bids Received: Five (5)

Bids Rejected: One (1)

**WHEREAS**, on April 13, 2022, the City of Newark through its Purchasing Agent, QPA, advertised to solicit bids for contractors to provide Hospital, Surgical and Related Medical Accessories for the Department of Health and Community Wellness, Division of Medical Care Services, as described in the attached bid proposal; and

**WHEREAS**, the Division of Central Purchasing published the bid package on the City of Newark's electronics procurement portal to provide broader access and download capability to potential bidders; and

**WHEREAS**, on April 28, 2022, the Division of Central Purchasing received five (5) bids in response to this advertisement; and

**WHEREAS**, one (1) bid was deemed non-responsive due to the Statement of Ownership not being completed; and

**WHEREAS**, the Director of the Department of Health and Community Wellness/Division of

Medical Care Services recommended a multiple award be made to Cen-Med Enterprises, Inc., 121 Jersey Avenue, New Brunswick, New Jersey 08901, Flying Aces Logistics LLC, 600 Johnson Avenue, Suite C15 Bohemia, New York 11716, Performance Safety Group, 781A Rudder Road, St. Louis, Missouri 63026, Wesbay Resources LLC, 1 North Harrison Street, Floor 3, East Orange, New Jersey 07017; and

**WHEREAS**, the Purchasing Agent, QPA, concurs with the recommendation that a multiple award be made to: Cen-Med Enterprises, Inc., 121 Jersey Avenue, New Brunswick, New Jersey 08901, Flying Aces Logistics LLC, 600 Johnson Avenue, Suite C15 Bohemia, New York 11716, Performance Safety Group, 781A Rudder Road, St. Louis, Missouri 63026, and Wesbay Resources LLC, 1 North Harrison Street, Floor 3, East Orange, New Jersey 07017, the lowest, responsive and responsible bidders per line item commodity per brand; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-24, the recommended bidders consented to holding their bid beyond sixty (60) days; and

**WHEREAS**, pursuant to N.J.S.A. 19:44A20.5 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 designees, the Business Administrator or the Purchasing Agent, QPA, are hereby authorized to enter into and execute contracts with: Cen-Med Enterprises, Inc., 121 Jersey Avenue, New Brunswick, New Jersey 08901 to receive line item # 9, 14, 16, 18, 19, 21, 24, 25, 26, 28, 29, 31, 44, 45, 46, 47, 18, 49, 50, 56, 57, 58, 59, 61, 62, 63, 64, 65, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 84, 86, 87, 88, 96, 98, 99, 100, 102, 103, 104, 105, 107, 109, 111, 112, 113, 115, 116, 117 and 118 for year one (1) and year two (2) and line item #37 for year one (1) and line items # 1, 2, 3, 4, 5, 7, 8, 9, 17, 20, 22, 23, 27, 30, 34, 40, 41, 42, 82, 83, 94 and 97 for year two (2), Flying Aces Logistics LLC, 600 Johnson Avenue, Suite C15 Bohemia, New York 11716 to receive items # 17 and 110 for year one (1) and year two (2) and line item # 33 for year two (2) only; Performance Safety Group, 781A Rudder Road, St. Louis, Missouri 63026 to receive line item# 36, 38, 51, 52, 53, 54 and 55 for year one (1) and year two (2); Wesbay Resources LLC, 1 North Harrison Street, Floor 3, East Orange, New Jersey 07017 to receive line items # 1, 2, 3, 4, 5, 7, 8, 12, 13, 14, 20, 22, 23, 27, 30, 33, 34, 40, 41, 42 and 97 for year one (1) only; to provide Hospital, Surgical and Related Medical Accessories for the City of Newark, whose bids were received on the advertised due date and determined to be the lowest, responsive and responsible bidders per year. There were no bids for line item # 10, 11, 32, 35, 43, 60, 66, 85, 89, 90, 91, 95, 101, 106, 108 and 114. The term of the contract will be established for a period not to exceed twenty-four (24) consecutive months, pursuant to N.J.S.A. 40A:11-15.
2. There shall be no amendment or change of this contract without the approval of the Municipal Council.
3. There shall be no advance payment on this contract in accordance with N.J.S.A. 40A:5-16. Funds for 2022 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 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: Department of Health and Community Wellness/Division of Medical Care Services NW051-G21-2H21S-83870-(Grant) and NW026-G21-2H21S-46540-(Grant). This contract shall not exceed Seven Hundred Thousand Dollars and Zero Cents (\$700,000.00) for four (4) vendors for a period to be established not to exceed twenty-four (24) consecutive months with the start date commencing when the contract is fully executed.
5. The Purchasing Agent, QPA, shall file a duly executed copy of this contract in the Office of the City Clerk.
6. If required by State Law, the City Clerk shall provide the appropriate notice of the 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 and/or his designees, the Business Administrator or the Purchasing Agent, QPA, to enter into and execute a multiple award contract with: Cen-Med Enterprises, Inc., Flying Aces Logistics LLC, Performance Safety Group, and Wesbay Resources LLC, to provide, Hospital, Surgical and Related Medical Accessories to the City of Newark at a cost not to exceed Seven Hundred Thousand Dollars and Zero Cents (\$700,000.00) for a period not to exceed twenty-four (24) consecutive months with the start date commencing upon the full execution of the contract.