



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 13-0457, Version: 1

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

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

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

**Purpose:** Fire Personal Alert Safety Systems

**Entity Name(s)/Address(s):** 1. Turn Out Fire and Safety, Inc., 3468 Kennedy Boulevard, Jersey City, New Jersey 07307

2. Firefighter One LLC, 26 Gail Court, Suite 1, Sparta, New Jersey 07801

**Contract Amount:** Not to Exceed \$40,000.00

**Funding Source:** City of Newark Budget/Fire Department

**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: Ten (10)

Bids received: Three (3)

**WHEREAS**, on February 5, 2013, the City of Newark through its Purchasing Director advertised to solicit bids for contractor(s) to provide **Fire Personal Alert Safety Systems**, to the Fire Department, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing distributed ten (10) bid proposal packages to prospective vendors following the date of advertisement; and

**WHEREAS**, on February 21, 2013, three (3) bids were received in response to this advertisement; and

**WHEREAS**, the Purchasing Director recommends a dual award be made to **Turn Out Fire and Safety, Inc. and Firefighter One LLC**, the lowest responsible bidders; and

**WHEREAS**, pursuant to N.J.S.A.40A:11-24, the selected responsible bidders 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 **Turn Out Fire and Safety, Inc., 3468 Kennedy Boulevard, Jersey City, New Jersey**

**07307**, to receive line items #1 and 2 for year one and year two; and **Firefighter One LLC, 26 Gail Court, Suite 1, Sparta, New Jersey 07801**, to receive line items #3, 4 and 5 for year one and year two, to provide **Fire Personal Alert Safety Systems**, to the City, whose bids were received on the advertised due date and determined to be the lowest responsible bidders, based on line item awards 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.

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 \$40,000.00 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 **Turn Out Fire and Safety, Inc. and Firefighter One LLC**, to provide **Fire Personal Alert Safety Systems**, to the City of Newark at a cost not to exceed \$40,000.00 for two (2) years, for two (2) vendors.