



## Legislation Details (With Text)

**File #:** 12-2304      **Version:** 1      **Name:** WIRELESS DEVICES AND SERVICES  
**Type:** Resolution      **Status:** Filed  
**File created:** 12/5/2012      **In control:** Administration  
**On agenda:** 5/1/2013      **Final action:** 5/1/2013  
**Title:** Dep't/ Agency: Administration/Division of Central Purchasing  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Use of State Contract(s) # 82584 and # 82583  
Purpose: Wireless Devices and Services  
Entity Name(s)/Address(s):  
AT&T, One AT&T Way, Room 2C224E, Bedminster, New Jersey 07921  
Verizon Wireless Cellco Partnership, One Verizon Way, Basking Ridge, NJ 07920  
Contract Amount: \$832,000.00 per year not to exceed \$3,328,000.00 for 4 years  
Funding Source: City of Newark budget/Police Department, Administration, City Clerk & Council and Water & Sewer Utilities budget  
Contract Period: Upon Authorization by Municipal Council until January 31, 2017, inclusive of extensions to the term 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  
Entity Name/Address:  
Additional Information:  
Invitation: Assistant Business Administrator and Central Purchasing Agent, April 30, 2013

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### Code sections:

Date	Ver.	Action By	Action	Result
5/1/2013	1	Municipal Council	Adopt	Pass

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**Invitation: Assistant Business Administrator and Central Purchasing Agent, April 30, 2013**

**WHEREAS**, the City of Newark through its Purchasing Director wishes to utilize the Wireless Devices and Services 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 State awarded this contract for the purchase of Wireless Devices and Services, from September 1, 2012 to January 31, 2017; and

**WHEREAS**, the City wishes to utilize this contract with the following vendors commencing adoption of this resolution to January 31, 2017, inclusive of any subsequent extensions to the term of the contract.

# 82584, AT&T, One AT&T Way, Room 2C224E, Bedminster, New Jersey 07921

# 82583, Verizon Wireless Cellco Partnership, One Verizon Way, Basking Ridge, New Jersey 07920

**WHEREAS**, the Purchasing Director recommends the utilization of this State contract award on the grounds that it provides Wireless Devices and Services according to specifications required by the City of Newark; and

**WHEREAS**, the total cost for the purchase of Wireless Devices and Services per Department, is expected not to exceed \$225,000.00 per year for the Department of Police, \$500,000.00 per year for the Department of Administration, \$75,000.00 for Clerk/Council and \$32,000.00 for the Water and Sewer Utilities in the amount of \$832,000.00 per year, not to exceed \$3,328,000.00 for 4 years; and

**WHEREAS** usage of this contract provides Wireless Devices and Services for the City of Newark; and

**WHEREAS**, the Chief Financial Officer will certify the availability of funds before orders are placed.

**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 # 82584, AT&T One AT&T Way, Room 12C224E, Bedminster, New Jersey 07921 and # 82583, Verizon Wireless Cellco Partnership, One Verizon Way, Basking Ridge, NJ 07920, to provide WIRELESS DEVICES AND SERVICES, for the period commencing from the adoption of this resolution to January 1, 2017, inclusive of any subsequent extensions to the term of this state contract. in the amount of \$832,000.00 per year, not to exceed \$3,328,000.00 for 4 years

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. Funds for these purchases are contingent upon appropriations; pursuant to N.J.A.C. 5:30-5.5(d).

4. This contract is awarded as an open-ended contract pursuant to N.J.A.C. 5:30-5.5(d)(2). Certification of the Availability of Funds shall be executed by purchase order, each time an order is placed and charged against this contract. This contract shall not exceed \$832,000.00 per year, not to exceed \$3,328,000.00 for 4 years, inclusive of subsequent extensions to the term of contract by the state.

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**

This resolution authorizes usage of a state contract award to AT&T and Verizon Wireless Cellco Partnership; to provide for the purchase of Wireless Devices and Services, for the period commencing from the adoption of this resolution to January 31, 2017, inclusive of any subsequent extensions to the term, at a cost not to exceed \$832,000.00 per year with a four (4) year total not to exceed \$3,328,000.00.