



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Details (With Text)

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|                      |            |                      |   |              |                               |
|----------------------|------------|----------------------|---|--------------|-------------------------------|
| <b>File #:</b>       | 12-2160    | <b>Version:</b>      | 1 | <b>Name:</b> | AUTOMOTIVE PARTS, REPLACEMENT |
| <b>Type:</b>         | Resolution | <b>Status:</b>       |   |              | Returned to Administration    |
| <b>File created:</b> | 11/3/2012  | <b>In control:</b>   |   |              | Administration                |
| <b>On agenda:</b>    | 5/1/2013   | <b>Final action:</b> |   |              | 8/7/2013                      |

**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Bid Contract(s)  
Purpose: Automotive Parts, Replacement  
Entity Name(s)/Address(s): See below  
Contract Amount: Not to exceed \$845,000.00  
Funding Source: City of Newark Budget/Departments of Engineering, Neighborhood and Recreational Services and the Water & Sewer Utilities  
Contract Period: To be established for a period 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  
Entity Name/Address:  
1- Superior Distributors Co., Inc.  
4 Midland Avenue  
Elmwood Park, New Jersey 07407  
2- Samuel's Inc. t/a Buy Wise Auto Parts  
2091 Springfield Avenue  
Vauxhall, New Jersey 07088  
3- North East Auto & Truck Parts, LLC  
976 Broadway  
Bayonne, New Jersey 07002  
4- Air Brake & Equipment  
225 Route 22 West  
Hillside, New Jersey 07205  
5- Roberts and Son  
20 Jewell Street  
Garfield, New Jersey 07026  
Additional Information:  
Bids solicited: Ten (10)  
Bids received: Five (5)  
Bids rejected: Five (5)  
Bids re-solicited: Five (5)  
Bids received: One (1)  
Bids negotiated: Five (5)  
Bids received: Five (5)  
Invitation: Assistant Business Administrator and Central Purchasing Agent, April 30, 2013  
Deferred 7R1-n 050113  
No Action Taken 7R1-e 051513  
Failed 7R1-e 052213  
Failed 7R1-b 060613  
Deferred 7R1-a 061913  
Deferred 7R1-a 070313  
Failed 7R1-a 080713/ RTA

**Sponsors:**

**Indexes:**

## Code sections:

| Date      | Ver. | Action By         | Action              | Result |
|-----------|------|-------------------|---------------------|--------|
| 8/7/2013  | 1    | Municipal Council | Adopt               | Fail   |
| 8/7/2013  | 1    | Municipal Council | Removed from agenda |        |
| 7/3/2013  | 1    | Municipal Council | Defer               | Pass   |
| 6/19/2013 | 1    | Municipal Council | Defer               | Pass   |
| 6/6/2013  | 1    | Municipal Council | Adopt               | Fail   |
| 5/22/2013 | 1    | Municipal Council | Adopt               | Fail   |
| 5/15/2013 | 1    | Municipal Council | no action taken     |        |
| 5/1/2013  | 1    | Municipal Council | Defer               | Pass   |

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( ) Fair &amp; Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ

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

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**WHEREAS**, on April 24, 2012, the City of Newark through its Purchasing Director, advertised to solicit bids for contractor(s) to provide, **Automotive Parts, Replacement**, to the Departments of Engineering, Neighborhood and Recreational Services; and Water & Sewer Utilities, as per the bid proposal attached hereto; and

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

**WHEREAS**, on May 10, 2012 five (5) bids were received in response to this advertisement; and

**WHEREAS**, all bids were rejected due to faulty specifications; and

**WHEREAS**, on July 17, 2012 the City of Newark through its Purchasing Director re-advertised to solicit bids for contractor(s) to provide, **Automotive Parts, Replacement**; and

**WHEREAS**, the Division of Central Purchasing distributed five (5) bid proposal packages to the prospective vendors following the date of advertisement; and

**WHEREAS**, on August 2, 2012, one (1) bid was received in response to this re-advertisement; and

**WHEREAS**, this one bid did not fulfill the needs of the City; and

**WHEREAS**, on August 31, 2012, the City of Newark through its Purchasing Director negotiated for additional bids pursuant to N.J.S.A.40A:11-5(3); and

**WHEREAS**, on September 18, 2012, five (5) bids were received in response to this negotiation; and

**WHEREAS**, the Purchasing Director recommends a multiple award based on line item pricing to **1. Superior Distributors Co., Inc., 2. Samuel's Inc. t/a Buy Wise Auto Parts, 3. North East Auto & Truck Parts, LLC, 4. Air Brake & Equipment and 5. Roberts and Son Inc.,** 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 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 **1. Superior Distributors Co., Inc., 4 Midland Avenue, Elmwood Park, New Jersey 07407, to receive line items as per the contract schedule (various brands), 2. Samuel's Inc. t/a Buy Wise Auto Parts, 2091 Springfield Avenue, Vauxhall, New Jersey 07088, to receive line items as per the price schedule (various brands), 3. North East Auto & Truck Parts, LLC, 976**

**Broadway, Bayonne, New Jersey 07002, to receive line items as per the price schedule (various brands), 4. Air Brake & Equipment, 225 Route 22 West, Hillside, New Jersey 07205, to receive line items as per the price schedule (various brands) and 5. Roberts and Son, 20 Jewell Street, Garfield, New Jersey 07026, to receive line items as per the price schedule (various brands); to provide Automotive Parts, Replacement, to the City, whose bids were received on the advertised due date and determined to be the lowest bidders, based on line item awards in accordance with 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).

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 certificate 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 \$845,000.00 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 1. **Superior Distributors Co., Inc.**, 2. **Samuel's Inc. t/a Buy Wise Auto Parts**, 3. **North East Auto & Truck Parts, LLC**, 4. **Air Brake & Equipment** and 5. **Roberts and Son Inc.**, to provide **Automotive Parts, Replacement**, to the City of Newark at a cost not to exceed \$845,000.00 for two (2) years for five (5) vendors.