



## Legislation Details (With Text)

**File #:** 13-2470      **Version:** 2      **Name:** Variable Message Boards  
**Type:** Resolution      **Status:** Filed  
**File created:** 12/31/2013      **In control:** Administration  
**On agenda:** 2/5/2014      **Final action:** 2/6/2014  
**Title:** Dept/ Agency: Administration/Office of Emergency Management  
Action: ( X ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Contract  
Purpose: For communications and emergency alerts throughout the city  
Entity Name: Solar Technology, Inc.  
Entity Address: 7620 Cetronia Road, Allentown, Pennsylvania 18106  
Contract Amount: \$236,091.69  
Funding Source: Office of Homeland Security & Preparedness (OHSP) Grant-Federal Funds  
Contract Period: N/A  
Contract Basis: ( ) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS  
( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
( ) Private Sale ( ) Grant ( ) Sub-recipient ( X ) n/a General Service Administration  
Procurement  
Additional Information:  
Approved GSA Contractor GS-07F-5946P  
No City funds required.  
**Sponsors:** Council of the Whole

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### Code sections:

Date	Ver.	Action By	Action	Result
2/6/2014	2	Municipal Council	Adopt	Pass

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**WHEREAS,** the City of Newark, Office of Emergency Management and Homeland Security requests to purchase Variable Message Boards that can be deployed when needed for communications and emergency alerts throughout the City of Newark; and

**WHEREAS**, the State 2004 Appropriations Act, P.L.2004, c. 71, and as described by the Division of Local Government Services in Local Finance Notices 2004-21 and further reiterated as option no. 4 in Local Finance Notice 2009-20 allows local units to purchase goods from certain federal government contracts without the requirement for public bidding pursuant to the Local Public Contracts Law, and through this resolution and properly executed contracts, the City of Newark plans to use such contracts to undertake the purchase Variable Message Boards that can be deployed when needed for communications and emergency alerts through the city; and

**WHEREAS**, the Director of the Office of Emergency Management and Homeland Security concludes that bidding is not practicable in order to meet acquisition timing or other criteria appropriate to the circumstances; and

**WHEREAS**, the desired services and or items are not available through State contract or other in-State procurement; and

**WHEREAS**, the City of Newark accepted (UASI) Urban Areas Security Initiative Grant funds from the NJ Office of Homeland Security and Preparedness by Resolution number 7R11-a adopted December 19, 2012 (Copy Attached); and

**WHEREAS**, N.J.S.A 52:34-10.6(c) authorizes the City to purchase equipment, goods and or services related to homeland security and domestic preparedness which are paid for or reimbursed by federal funds awarded by the United States Department of Homeland Security without public bidding if the contractor either (1) is a holder of a current State contract for the equipment, or (2) is participating in a federal procurement program established by a federal department or agency, or (3) has been approved by the State Treasurer in consultation with the New Jersey Domestic Security Preparedness Task Force; and

**WHEREAS**, Solar Technology Inc., 7620 Cetronia Road, Allentown, Pennsylvania 18106, is participating in a federal procurement program established by a federal department or agency and is the holder of General Services Administration Contract GS-07F-5946P; and

**WHEREAS**, Solar Technology Inc. has represented that it is qualified by its experience and reputation for reliability and longevity to provide the Variable Message Boards in a manner consistent with the terms and conditions set forth in the GSA contract; and

**WHEREAS**, the City of Newark, Office of Emergency Management and Homeland Security desires to execute and ratify a contract, for the purchase of Variable Message Boards that can be deployed when needed for communications and emergency alerts throughout the City of Newark in the amount of \$236,091.69.

**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 Business Administrator and or the Director of the Office of Emergency Management and Homeland Security, are hereby authorized to execute and enter into a contract in the amount of Two Hundred and Thirty-Six Thousand, Ninety-one dollars and Sixty-Nine cents (\$236,091.69) with Solar Technology Inc., 7620 Cetronia Road, Allentown,

Pennsylvania 18106, for the purchase of Variable Message Boards that can be deployed when needed for communications and emergency alerts throughout the City of Newark.

2. The term of this contract shall be from December 17, 2013 through March 31, 2014, in an amount no to exceed Two Hundred and Thirty-Six Thousand, Ninety-one dollars and Sixty-Nine cents (\$236,091.69)..
3. The contract is ratified from December 17, 2013 to the date of adoption.
4. No municipal funds shall be required as the project is funded through FY12 USAI Grant funds issued by the New Jersey Office of Homeland Security and Preparedness (OHSP).
5. There shall be no advance payment on this contract in accordance with N.J.S.A. 40A:5-16.
6. There shall be no amendment of this resolution without the approval of the Municipal Council.
7. Attached is the Certification of Funds issued by the Director of Finance of the City of Newark which states that there are available sufficient legally appropriated funds for the purposes set forth herein above. A copy of the Certification of Funds shall be filed in the Office of the City Clerk by the Director of the Office of Emergency Management and Homeland Security along with the original resolution.
8. The Director of the Office of Emergency Management and Homeland Security shall forthwith file a duly executed copy of the contract in the Office of the City Clerk.

### **STATEMENT**

This Resolution ratifies and authorizes the award of a contract to procure goods and services with Solar Technology, Inc., 7620 Cetronia Road, Allentown, Pennsylvania 18106, in the amount of Two Hundred and Thirty-Six Thousand, Ninety-one dollars and Sixty-Nine cents (\$236,091.69). for the purchase of Variable Message Boards that can be deployed when needed for communications and emergency alerts throughout the City of Newark. GSA Contract GS-07F-5946P.