



## Legislation Details (With Text)

**File #:** 14-0170 **Version:** 1 **Name:** Hardware: Tools, Equipment and Supplies  
**Type:** Resolution **Status:** Filed  
**File created:** 2/7/2014 **In control:** Administration  
**On agenda:** 4/2/2014 **Final action:** 4/2/2014  
**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Bid Contract(s)  
Purpose: Hardware: Tools, Equipment and Supplies  
Entity Name(s)/Address(s): Colonial Hardware Corporation, 33 Commerce Street, Springfield, New Jersey, 07081 and Superior Distributors, Co., Inc., 4 Midland Avenue, Elmwood Park, New Jersey, 07407  
Contract Amount: Not to exceed \$492,000.00  
Funding Source: City of Newark Budget/Departments of Engineering, Fire, Neighborhood and Recreational Services and Water and Sewer Utilities  
Contract Period: To be established for a period not to exceed two years  
Contract Basis: (X) Bid ( ) State Vendor ( ) Prof. Service ( ) EUS  
( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) N/A  
Entity Name/Address:  
Additional Information:  
Bids solicited: Six (6)  
Bids received: Two (2)

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
4/2/2014	1	Municipal Council	Adopt	Pass

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**WHEREAS**, on November 26, 2013, the City of Newark, through its Purchasing Director, advertised to solicit bids for contractor(s) to provide, **Hardware: Tools, Equipment and Supplies**, to the Departments of Engineering, Fire, Neighborhood and Recreational Services and Water and Sewer Utilities, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing distributed six (6) bid proposal packages to prospective vendors following the date of advertisement; and

**WHEREAS**, on December 19, 2013, two (2) bids were received in response to this advertisement; and

**WHEREAS**, the Purchasing Director recommends an line item award be made to **Colonial Hardware Corporation and Superior Distributors, Co., Inc.**, the only responsive, responsible bidders; 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 **Colonial Hardware Corporation, 33 Commerce Street, Springfield, New Jersey, 07081 to receive line items #1, 3, 5-10, 12, 15, 18 & 19 and 24 for year one and year two, (various brands), and Superior Distributors, Co., Inc., 4 Midland Avenue, Elmwood Park, New Jersey, 07407, to receive line items #2- 4, 8, 11, 13 & 14, 16, 17, 20-23 and 25 & 26, for year one and year two, (various brands),** to provide **Hardware: Tools, Equipment and Supplies**, to the City, whose bids were received on the advertised due date and determined to be the only responsive, responsible bidders, 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 (b).

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 2014 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 \$492,000.00 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 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 **Colonial Hardware Corporation and Superior Distributors, Co., Inc.**, to provide **Hardware: Tools, Equipment and Supplies**, to the City of Newark, at a cost not to exceed \$492,000.00 for two (2) years for two (2) vendors.