



## Legislation Details (With Text)

**File #:** 14-1997      **Version:** 1      **Name:** Data Communications Equipment  
**Type:** Resolution      **Status:** Filed  
**File created:** 11/20/2014      **In control:** Administration  
**On agenda:** 12/17/2014      **Final action:** 12/17/2014  
**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Use of State Contract(s) #87720  
Purpose: Data Communications Equipment  
Entity Name(s)/Address(s): Cisco Systems Inc., 8th Fl. 499 Thornall Street, Edison, New Jersey 08837  
Contract Amount: \$36,838.35  
Funding Source: Office of Homeland Security and Preparedness (OHSP) Grant No City Funds Required  
Contract Period: September 1, 2014 through May 31, 2019  
Contract Basis: ( ) Bid (x) State Vendor ( ) Prof. Ser. ( ) EUS  
( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a  
Additional Information:

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
12/17/2014	1	Municipal Council	Adopt	Pass

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**Additional Information:**

**WHEREAS,** the City of Newark through its Purchasing Director wishes to utilize the Data Communications Equipment contract, M-7000 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 term of the state contract is September 1, 2014, through May 31, 2019; and

**WHEREAS**, the City wishes to utilize the authorized dealer/distributor, Millennium Communications, Group, Inc., 11 Melanie Lane, Unit 13, East Hanover, New Jersey 07936-1100, under State Contract # 87720, Cisco Systems Inc., 8<sup>th</sup> Floor, 499 Thornall Street, Edison, New Jersey 08837; and

**WHEREAS**, the City of Newark, Office of Emergency Management and Homeland Security requests authorization to utilize this state contract's authorized dealer/distributor, Millennium Communications, Group, Inc., to provide and upgrade an existing wireless network to subsequently provide a redundant internet system at the Emergency Operations Center (EOC), located at 480 Clinton Avenue, Newark, New Jersey 07108, inclusive of server, controller, licenses, modules and power supplies; and

**WHEREAS**, the City of Newark accepted Urban Areas Security Initiative Grant funds from the NJ Office of Homeland Security and Preparedness by Resolution number 7R1-i120413 (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, domestic preparedness which are paid for or reimbursed by federal funds awarded by the U.S. 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**, the City of Newark, Office of Emergency Management and Homeland Security desires to execute and ratify a contract, for the provision of an upgrade to an existing network to subsequently provide a redundant internet system at the Emergency Operations Center (EOC), located at 480 Clinton Avenue, Newark New Jersey 07108.

**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 #87720, Cisco Systems Inc., with services and supplies being provided by the Authorized Dealer/Distributor, Millennium Communications Grp., Inc.); to provide, **DATA COMMUNICATIONS EQUIPMENT** to the City of Newark's Emergency Operations Center.

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.
4. Certification of the Availability of Funds is provided on Cert # 14-ADM470 from business unit NW051-G14-A14A0-94550-B2014 for \$36,838.35.
5. The term of this contract shall be from October 1, 2014 through September 30, 2015, in an amount not to exceed Thirty Six Thousand, Eight Hundred and Thirty Eight dollars and Thirty-Five cents (\$36,838.35).
6. No municipal funds shall be required as the project is funded through FY13 USAI Grant funds issued by the New Jersey Office of Homeland Security and Preparedness (OHSP).
7. 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.
8. The Purchasing Director shall forthwith file a duly executed copy of the contract in the Office of the City Clerk.
9. 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 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 ratifies and authorizes the utilization of a State contract to procure services from Millennium Communications Group, Inc., an authorized dealer/distributor for Cisco Systems Inc., at a not to exceed amount of \$36,838.35, for the provision of an upgrade to an existing network to subsequently provide a redundant internet system at the Emergency Operations Center (EOC) located at 480 Clinton Ave, Newark New Jersey 07108.