



## Legislation Details (With Text)

<b>File #:</b>	19-1130	<b>Version:</b>	1	<b>Name:</b>	Paint, Painting Tools and Supplies
<b>Type:</b>	Resolution	<b>Status:</b>		<b>Adopted:</b>	Adopted
<b>File created:</b>	7/1/2019	<b>In control:</b>		<b>Administration:</b>	Administration
<b>On agenda:</b>	10/2/2019	<b>Final action:</b>		<b>10/2/2019:</b>	10/2/2019
<b>Title:</b>	<p>Dept/ Agency: Administration/Division of Central Purchasing Action: ( ) Ratifying (X) Authorizing ( ) Amending Type of Service: Bid Contract(s) Purpose: To provide various types of paints, cleaners, thinners, painting-related tools and supplies. Description: Paint, Painting Tools and Supplies Entity Name(s)/Address(s): 1. Ricciardi Brothers Inc., 1915 Springfield Avenue, Maplewood, New Jersey 07040 2. Siperstein Fords Paint Corporation, 372 New Brunswick Avenue, Fords, New Jersey 08863 Contract Amount: Not to exceed \$82,000.00 Funding Source: 2019 Budget/Department of Engineering/Division of Traffic and Signals - NW011-110-1107-83750-B2019/Department of Public Works/Division of Public Buildings - NW011-060-0604-83370-B2019/ Department of Public Works/Division of Sanitation - NW011-060-0605-83370-B2019/Department of Water and Sewer Utilities - NW037-750-7502-83370-B2019 Contract Period: To be established for a period not to exceed twenty-four (24) consecutive months Contract Basis: (X) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS ( ) Fair &amp; Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ ( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) N/A Additional Information: To provide paints, cleaners, thinners, painting-related tools and supplies for the Department of Engineering, Department of Public Works, and the Department of Water and Sewer Utilities.  Advertisement Date: May 28, 2019 Bids Solicited: Nine (9) Bids Received: Two (2)</p>				
<b>Sponsors:</b>	Council of the Whole				
<b>Indexes:</b>					
<b>Code sections:</b>					

Date	Ver.	Action By	Action	Result
10/2/2019	1	Municipal Council	Adopt	Pass

**Dept/ Agency:** Administration/Division of Central Purchasing  
**Action:** ( ) Ratifying (X) Authorizing ( ) Amending  
**Type of Service:** Bid Contract(s)  
**Purpose:** To provide various types of paints, cleaners, thinners, painting-related tools and supplies.  
**Description:** Paint, Painting Tools and Supplies  
**Entity Name(s)/Address(s):**  
1. Ricciardi Brothers Inc., 1915 Springfield Avenue, Maplewood, New Jersey 07040  
2. Siperstein Fords Paint Corporation, 372 New Brunswick Avenue, Fords, New Jersey 08863  
**Contract Amount:** Not to exceed \$82,000.00  
**Funding Source:** 2019 Budget/Department of Engineering/Division of Traffic and Signals - NW011-110-1107-83750-B2019/Department of Public Works/Division of Public Buildings - NW011-060-0604-83370-B2019/ Department of Public Works/Division of Sanitation - NW011-060-0605-83370-

B2019/Department of Water and Sewer Utilities - NW037-750-7502-83370-B2019

**Contract Period:** To be established for a period not to exceed twenty-four (24) consecutive months

**Contract Basis:** (X) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS  
( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) N/A

**Additional Information:**

To provide paints, cleaners, thinners, painting-related tools and supplies for the Department of Engineering, Department of Public Works, and the Department of Water and Sewer Utilities.

Advertisement Date: May 28, 2019

Bids Solicited: Nine (9)

Bids Received: Two (2)

**WHEREAS**, on May 28, 2019, the City of Newark, through its Purchasing Agent, QPA, advertised to solicit bids for contractors to provide various types of paints, cleaners, thinners, painting-related tools and supplies for the Department of Engineering, Department of Public Works, and the Department of Water and Sewer Utilities; and

**WHEREAS**, the Division of Central Purchasing also distributed nine (9) bid proposal packages to prospective vendors following the date of advertisement and uploaded the bid package to the City of Newark's bid management system to provide access registered vendors to download the advertised bid proposal package; and

**WHEREAS**, on June 13, 2019, the Division of Central Purchasing received two (2) bids in response to this advertisement; and

**WHEREAS**, the Manager for the Department of Engineering, Director for the Department of Public Works, and Assistant Director for the Department of Water and Sewer Utilities recommended that a dual award be made to Ricciardi Brothers Inc. and Siperstein Fords Paint Corporation, both the lowest responsible and responsive bidders; and

**WHEREAS**, the Purchasing Agent, QPA, concurs with the recommendations from the Manager for the Department of Engineering, Director for the Department of Public Works, and Assistant Director for the Department of Water and Sewer Utilities recommended that a dual award be made to Ricciardi Brothers Inc., and Siperstein Fords Paint Corporation, both the lowest responsible and responsive bidders; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-24, the bidders consented to holding prices bid for consideration until such time as an award is made, as the law permits; 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 Agent, QPA, are authorized to enter into and execute contracts with Ricciardi Brothers Inc., 1915 Springfield Avenue, Maplewood, New Jersey 07040 to receive the following Line Items for 1st Year and 2nd

Year: 10, 13-24, 27-28, 30-34, 36-42, 45-46, 49, 53-56, 63-65, and 69-70; and (2) Siperstein Fords Paint Corporation, 372 New Brunswick Avenue, Fords, New Jersey 08863 to receive the following Line Items for 1st Year and 2nd Year: 1-9, 11-13, 25-26, 29, 35, 38, 43-44, 47-48, 50-52, 57-62, and 66-68 to provide various types of paints, cleaners, thinners, painting-related tools and supplies for the Department of Engineering, Department of Public Works, and the Department of Water and Sewer Utilities, whose bids were received on the advertised due date and determined to be the lowest responsible and responsive bidders in accordance with the specifications. The term of the contract will be established for a period not to exceed twenty-four (24) consecutive months, pursuant to N.J.S.A. 40A:11-15.

2. There shall be no amendments or changes 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 2019 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 the contract. 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 from the following Account Code Lines: Department of Engineering/Division of Traffic and Signals/NW011-110-1107-83750-B2019, Department of Public Works/Division of Public Buildings/NW011-060-0604-83370-B2019, Department of Public Works/Division of Sanitation/NW011-060-0605-83370-B2019 and Department of Water and Sewer Utilities/NW037-750-7502-83370-B2019; covering the amount of the order. This contract shall not exceed Eighty-Two Thousand Dollars and Zero Cents (\$82,000.00) for a period not to exceed twenty-four (24) consecutive months.
5. The Purchasing Agent shall file a duly executed copy of the contract in the Office of the City Clerk.
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 twenty (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 resolution authorizes the Mayor and/or his designee, the Purchasing Agent, QPA, to enter into and execute contracts with Ricciardi Brothers Inc., 1915 Springfield Avenue, Maplewood, New Jersey 07040; and Siperstein Fords Paint Corporation, 372 New Brunswick Avenue, Fords, New Jersey 08863 to provide various types of paints, cleaners, thinners, painting-related tools and supplies for the Department of Engineering, Department of Public Works, and the Department of Water and Sewer Utilities at a cost not to exceed Eighty-Two Thousand Dollars and Zero Cents (\$82,000.00) for a period not to exceed twenty-four (24) consecutive months.