



## Legislation Details (With Text)

**File #:** 19-1320      **Version:** 1      **Name:** #T-0099 VEHICLES, AUTOMOBILES, SEDANS/CROSSOVER

**Type:** Resolution      **Status:** Adopted

**File created:** 8/13/2019      **In control:** Administration

**On agenda:** 11/7/2019      **Final action:** 11/7/2019

**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Use of State Contract(s) # T-0099 Vehicles, Automobiles, Sedans/Crossover  
Purpose: To purchase three (3) 2019 or newer Dodge Journey SE for the Department of Recreation, Cultural Affairs and Senior Services.  
Entity Name(s)/Address(s): Hertrich Fleet Services, Inc., 1427 Bay Road, Milford, Delaware 19963  
Contract Amount: \$53,997.00  
Funding Source: Recreation Trust Fund: 026-46160-B2019  
Contract Period: Upon approval by the Municipal Council through November 8, 2019, inclusive of any extensions by the State  
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:  
Pursuant to N.J.S.A. 40A:11-2(21), this is a one-time purchase.  
The Purchase Order is the contract.  
The vehicles will be utilized by the Department of Recreation, Cultural Affairs, and Senior Services.

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
11/7/2019	1	Municipal Council	Adopt	Pass

**Dept/ Agency:** Administration/Division of Central Purchasing  
**Action:** ( ) Ratifying (X) Authorizing ( ) Amending  
**Type of Service:** Use of State Contract(s) # T-0099 Vehicles, Automobiles, Sedans/Crossover  
**Purpose:** To purchase three (3) 2019 or newer Dodge Journey SE for the Department of Recreation, Cultural Affairs and Senior Services.  
**Entity Name(s)/Address(s):** Hertrich Fleet Services, Inc., 1427 Bay Road, Milford, Delaware 19963  
**Contract Amount:** \$53,997.00  
**Funding Source:** Recreation Trust Fund: 026-46160-B2019  
**Contract Period:** Upon approval by the Municipal Council through November 8, 2019, inclusive of any extensions by the State  
**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:**  
Pursuant to N.J.S.A. 40A:11-2(21), this is a one-time purchase.  
The Purchase Order is the contract.  
The vehicles will be utilized by the Department of Recreation, Cultural Affairs, and Senior Services.

**WHEREAS**, the City of Newark, through its Purchasing Agent, QPA, wishes to utilize State Contract T-0099 Vehicles, Automobiles, Sedans/Crossover to purchase three (3) 2019 or newer Dodge Journey SE for the Department of Recreation, Cultural Affairs, and Senior 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 are 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 City wishes to utilize State Contract T-0099 Vehicles, Automobiles, Sedans/Crossover awarded to the following vendor Hertrich Fleet Services Inc., 1427 Bay Road, Milford, Delaware 19963 under Contract # 86922, to purchase three (3) 2019 or newer Dodge Journey SE upon approval of this resolution by the Municipal Council through November 8, 2019, inclusive of extensions by the State; and

**WHEREAS**, the Purchasing Agent, QPA, recommends the utilization of State Contract T-0099 Vehicles, Automobiles, Sedans/Crossover be awarded to Hertrich Fleet Services, Inc., to purchase three (3) 2019 or newer Dodge Journey SE according to specifications required by the City of Newark, Department of Recreation, Cultural Affairs, and Senior Services; and

**WHEREAS**, usage of this contract will provide three (3) Dodge Journey SE at a cost not to exceed Fifty-Three Thousand Nine Hundred Ninety-Seven Dollars and Zero Cents (\$53,997.00).

**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 Agent, QPA, is authorized to utilize State Contract T-0099 Vehicles, Automobiles,

Sedans/Crossover, which includes Contract # 86922, awarded to Hertrich Fleet Services, Inc., 1427 Bay Road, Milford, Delaware 19963, for the purchase of three (3) Dodge Journey SE for the period commencing upon approval of this resolution by the Municipal Council through November 8, 2019 inclusive of extensions by the State.

2. All purchases, Purchase Orders and other related documentation shall be in accordance with the relevant State Contract, State of New Jersey Standard Terms and Conditions, Method of Operation and Third Party Agreement, if applicable, as contained in the State contract documentations and agreements.
3. There shall be no amendments of this resolution without the approval of the Municipal Council.
4. There shall be no advance payment on this State Contract in accordance with N.J.S.A. 40A:5-16.
5. Funds for the purchase of these vehicles are encumbered on Purchase Order NW026-0000003421 from the Recreation Trust Fund. This contract shall not exceed Fifty-Three Thousand Nine Hundred Ninety-Seven Dollars and Zero Cents (\$53,997.00).
6. This contract complies with Local Pay-to-Play Law, N.J.S.A. 19:44A-20.5, as a State contract award and constitutes a fair and open procedure.
7. The Division of Central Purchasing shall file a duly executed copy of the purchase order, attached hereto, in the Office of the City Clerk, if applicable.
8. If required by State Law, the City Clerk shall provide the appropriate Notice of 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 utilize State Contract T-0099 Vehicles, Automobiles, Sedans/Crossover awarded to Hertrich Fleet Services, Inc., 1427 Bay Road, Milford, Delaware 19963 to purchase three (3) Dodge Journey SE for the

Department of Recreation, Cultural Affairs and Senior Services, under Contract # 86922, for the period commencing upon adoption of this resolution by the Municipal Council through November 8, 2019 inclusive of extensions by the State, at a cost not to exceed Fifty-Three Thousand Nine Hundred Ninety-Seven Dollars and Zero Cents (\$53,997.00).