



## Legislation Details (With Text)

**File #:** 19-1491      **Version:** 1      **Name:** Maintenance and Repair Swimming pools  
**Type:** Resolution      **Status:** Adopted  
**File created:** 9/17/2019      **In control:** Administration  
**On agenda:** 5/6/2020      **Final action:** 5/6/2020  
**Title:** Dept/ Agency: Administration/Division of Central Purchasing  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Bid Contract(s)  
Purpose: to provide Maintenance and Repair: Swimming Pools  
Entity Name(s)/Address(s):  
1.) Rana Construction Inc., 430 Madison Avenue, Elizabeth, New Jersey 07201; 2.) Bismark Construction Corporation, 207-209 Berkley Avenue, Newark New Jersey 07107  
Contract Amount: Not to exceed \$792,500.00  
Funding Source: 2020 Budget/Department of Public Works, Division of Public Buildings/NW011-060-0604-71770-B2020  
Contract Period: To be established for a period not to exceed (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 the City of Newark with maintenance and repair of swimming pools.  
  
Advertisement: August 14, 2019  
Bid Solicited: Six (6)  
Bid Received: Four (4)

**Sponsors:** Council of the Whole

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
5/6/2020	1	Municipal Council	Adopt	Pass

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To provide the City of Newark with maintenance and repair of swimming pools.

Advertisement: August 14, 2019

Bid Solicited: Six (6)

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**WHEREAS**, on August 14, 2019, the City of Newark (the "City") through its Purchasing Agent, QPA, advertised to solicit bids for contractors to provide Maintenance and Repair: Swimming Pools for the Department of Public Works, Division of Public Buildings, as described in the attached bid proposal; and

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

**WHEREAS**, the Division of Central Purchasing also published the Bid package on the City of Newark's website to provide broader access and download capability to potential bidders; and

**WHEREAS**, on August 29, 2019, the Division of Central Purchasing received four (4) bids in response to this advertisement; and

**WHEREAS**, the Manager of the Department of Public Works, Division of Public Buildings, recommended that a Dual award be made to: 1) Rana Construction Inc., 430 Madison Avenue, Elizabeth, New Jersey 07201; and 2) Bismark Construction Corporation, 207-209 Berkley Avenue, Newark New Jersey 07107, as they were the responsive and responsible bidders; and

**WHEREAS**, the Purchasing Agent, QPA, concurs with the recommendation from the Manager of the Department of Public Works, Division of Public Buildings, that a Dual award be made to: 1) Rana Construction Inc., 430 Madison Avenue, Elizabeth, New Jersey 07201; and 2) Bismark Construction Corporation, 207-209 Berkley Avenue, Newark New Jersey 07107, as they were the responsive and responsible bidders; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-24, the recommended bidders consented to holding their prices beyond sixty (60) days; 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 hereby authorized to enter into and execute a contract with: 1) Rana Construction Inc., 430 Madison Avenue, Elizabeth, New Jersey 07201; and 2) Bismark Construction Corporation, 207-209 Berkley Avenue, Newark, New Jersey 07107 to provide Maintenance and Repair: Swimming Pools, for the City of Newark, Department of Public Works, Division of Public Buildings, whose bids were received on the advertised due date and determined to be the responsive and responsible bidders. The term of the contract will be established for a period not to exceed (24) consecutive months, pursuant to N.J.S.A. 40A:3(h).
2. There shall be no amendment or change of this contract without the approval of the Municipal

Council.

3. There shall be no advance payment on this contract in accordance with N.J.S.A. 40A:5-16. Funds for 2020 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 the 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 from Account Code Line: NW011-060-0604-71770-B2020. This contract shall not exceed Seven Hundred Ninety-Two Thousand Five Hundred Dollars and Zero Cents (\$792,500.00) for (24) consecutive months, for two (2) vendors.
5. The Purchasing Agent, QPA, shall forthwith file a duly executed copy of this 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 a contract with: 1) Rana Construction Inc., 430 Madison Avenue, Elizabeth, New Jersey 07201; and 2) Bismark Construction Corporation, 207-209 Berkley Avenue, Newark, New Jersey 07107, to provide Maintenance and Repair: Swimming Pools to the City of Newark, Department of Public Works, Division of Public Buildings, at a cost not to exceed Seven Hundred Ninety-Two Thousand Five Hundred Dollars and Zero Cents (\$792,500.00) for a period of twenty-four (24) consecutive months, for two (2) vendors.