



Legislation Details (With Text)

File #: 22-0846 **Version:** 1 **Name:** Drugs and Pharmaceutical Supplies

Type: Resolution **Status:** Adopted

File created: 6/9/2022 **In control:** Administration

On agenda: 9/21/2022 **Final action:** 9/21/2022

Title: Dept/ Agency: Administration/Division of Central Purchasing
Action: () Ratifying (X) Authorizing () Amending
Type of Service: Bid Contract(s)
Purpose: To provide Drugs and Pharmaceutical Supplies.
Entity Name(s)/Address(s): Cen-Med Enterprises, Inc., 121 Jersey Avenue New Brunswick, New Jersey 08901
Contract Amount: Not to exceed \$160,000.00
Funding Source: 2022 Budget/Department of Health and Community Wellness, Division of Medical Care Services/NW-026-46540-B2022
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:
This contract will be used to provide Drugs and Pharmaceutical Supplies to the City's Department of Health and Community Wellness, Division of Medical Care Services.

Advertisement: November 3, 2021
Bid Downloaded: Sixteen (16)
Bid Received: One (1)

Re-advertisement: May 4, 2022
Bid Downloaded: Ten (10)
Bid Received: One (1)

Sponsors: Council of the Whole

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
9/21/2022	1	Municipal Council	Adopt	Pass

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WHEREAS, on November 3, 2021, the City of Newark through its Purchasing Agent, QPA, advertised to solicit bids for contractors to provide Drugs and Pharmaceutical Supplies for the Department of Health and Community Wellness, Division of Medical Care Services, as described in the attached bid proposal; and

WHEREAS, the Division of Central Purchasing published the bid package on the City of Newark's electronic procurement portal to provide a broader access and download capability to potential bidders; and

WHEREAS, on December 2, 2021, the Division of Central Purchasing received one (1) bid in response to this advertisement; and

WHEREAS, the Director of the Department of Health and Community Wellness recommended that a single award be made to Dixon Shane, LLC, DBA R&S Northwest, LLC; and

WHEREAS, the Qualified Purchasing Agent concurred with the recommendation that Dixon Shane LLC., DBA R&S Northeast LLC, 10049 Sand Meyer Lane, Philadelphia, Pennsylvania 10116, be awarded as the only responsive and responsible bidder; and

WHEREAS, the original recommendation was revisited because Dixon Shane, LLC, DBA R&S Northeast, LLC, notified The Division of Central Purchasing that it was unwilling to hold its prices or to update the consent to hold form to move forward in the legislative process, and

WHEREAS, on May 4, 2022, the City of Newark through its Purchasing agent, QPA, re-advertised to solicit bids to provide Drugs and Pharmaceutical Supplies to the Department of Health and Community Wellness, as described in the attached bid proposal, and

WHEREAS, on May 19, 2022, the Division of Central Purchasing received one (1) bid in response to this advertisement; and

WHEREAS, the Director of the Department of Health and Community Wellness recommended that a single award be made to Cen-Med Enterprises Inc., 121 Jersey Avenue, New Brunswick, New Jersey 08901, the only responsive and responsible bidder, and

WHEREAS, the Qualified Purchasing Agent concurs with the recommendation from the Department of Health and Community Wellness that a single award be made to Cen-Med Enterprises

Inc., 121 Jersey Avenue, New Brunswick, New Jersey 08901, the only responsive and responsible bidder, and

WHEREAS, pursuant to N.J.S.A. 40A:11-24, the recommended bidder consented to holding their prices beyond sixty (60) days; and

WHEREAS, pursuant to N.J.S.A. 19:44A20.5 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 Business Administrator, and or Qualified Purchasing Agent, are hereby authorized to enter into and execute a contract with Cen-Med Enterprises Inc., 121 Jersey Avenue, New Brunswick, New Jersey 08901; to provide Drugs and Pharmaceutical Supplies for the City of Newark, Department of Health and Community Wellness, whose bid was received on the advertised due date and determined to be the only responsive and responsible bidder in accordance with the bid specifications. The term of the contract will be established for twenty-four (24) consecutive months, pursuant to N.J.S.A. 40A:11-15.
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 2020 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. 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: NW-026-46540-B2022, Department of Health and Community Wellness, Division of Medical Care Services. This contract shall not exceed One Hundred and Sixty Thousand Dollars and Zero Cents (\$160,000.00) for one (1) vendor for twenty-four (24) consecutive months with start date commencing upon contract execution.
5. The Purchasing Agent, QPA, shall file a copy of the resolution and the 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 Business Administrator, and or the

Qualified Purchasing Agent, to enter into and execute a contract with Cen-Med Enterprises Inc., 121 Jersey Avenue, New Brunswick, New Jersey 08901, to provide Drugs and Pharmaceutical Supplies to the City of Newark, at an amount not to exceed One Hundred and Sixty Thousand Dollar and Zero Cents (\$160,000.00) for a period to be established and not to exceed twenty-four (24) consecutive months for one (1) vendor with the start date commencing upon the full execution of this contract.