



Legislation Details (With Text)

File #: 22-0951 **Version:** 1 **Name:** Automotive Cleaners and Fluids
Type: Resolution **Status:** Adopted
File created: 7/6/2022 **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 Automotive Cleaners and Fluids.
Entity Name(s)/Address(es): Superior Distributors Co., Inc., Elmwood Park, New Jersey 07407
Contract Amount: Not to exceed \$340,000.00
Funding Source: 2022 Budget/Department of Public Works, Division of Sanitation/NW011-060-0605-83550-B2022/Department of Water and Sewer Utilities/NW-037-750-7502-83630-B2022 and the Department of Public Works, Division of Motors/NW-011-060-0602-83550-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 the City's Department of Public Works, Division of Sanitation, the Department of Water and Sewer Utilities and the Department of Public Works, Division of Motors with Automotive Cleaners and Fluids.

Advertisement: May 11, 2022
Bid Downloaded: Nine (9)
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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Bid Downloaded: Nine (9)

Bid Received: One (1)

WHEREAS, on May 11, 2022, the City of Newark through its Qualified Purchasing Agent, QPA, advertised to solicit bids for contractors to provide Automotive Cleaners and Fluids for the Department of Public Works, Division of Sanitation, the Department of Water and Sewer and the Department of Public Works, Division of Motors, as described in the attached bid proposal; and

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

WHEREAS, on May 26, 2022, the Division of Central Purchasing received one (1) bid in response to this advertisement; and

WHEREAS, the Director of Department of Water and Sewer Utilities and the Manager of the Department of Public Works, Division of Motors, recommended that a single award be made to Superior Distributors Co., Inc., 4 Midland Avenue Elmwood Park, New Jersey 07407, the only responsive and responsible bidder; and

WHEREAS, the Qualified Purchasing Agent concurs with the recommendations that a single award be made to Superior Distributors Co., Inc., 4 Midland Avenue Elmwood Park, New Jersey 07407; 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:

The Mayor and/or his designees, the Business Administrator or the Qualified Purchasing Agent are hereby authorized to enter into and execute a contract with Superior Distributors Co., Inc., 4 Midland Avenue Elmwood Park, New Jersey 07407; for Automotive Cleaners and Fluids for the City of Newark, Department of Public Works, Division of Sanitation, Department of Water and Sewer Utilities and the Department of Public Works, Division of Motors, 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.

1. There shall be no amendment or change of this contract without the approval of the Municipal Council by resolution.

2. There shall be no advance payment on this contract in accordance with N.J.S.A. 40A:5-16. Funds for 2022 and subsequent years are contingent upon appropriations, pursuant to N.J.A.C. 5:30-5.5(d).
3. 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 Department of Public Works, Division of Sanitation NW011-060-0605-83550-B2022, Department of Water and Sewer Utilities NW-037-750-7502-83630-B2022 and the Department of Public Works, Division of Motors NW-011-060-0602-83550-B2022. This contract shall not exceed Three Hundred and Forty Thousand Dollars and Zero Cents (\$340,000.00) for one (1) vendor for twenty-four (24) consecutive months with start date commencing when contract is fully executed.
4. The Qualified Purchasing Agent, QPA, shall file a copy of the resolution and the duly executed copy of the contract shall be filed in the Office of the City Clerk.
5. 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 designees, the Business Administrator or the Qualified Purchasing Agent, to enter into and execute a contract with: Superior Distributors Co., Inc., 4 Midland Avenue Elmwood Park, New Jersey 07407, to provide Automotive Cleaners and Fluids to the City of Newark, at an amount not to exceed Three Hundred and Forty Thousand Dollars and Zero Cents (\$340,000.00) 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 contract is fully execution.