



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 12-2412, Version: 1

**Dept/ Agency:** Administration/Division of Central Purchasing

**Action:** ( ) Ratifying (X) Authorizing ( ) Amending

**Type of Service:** Bid Contract(s)

**Purpose:** Maintenance and Repair of UHF Radio Communication Equipment

**Entity Name(s)/Address(s):** Electronic Service Solutions, Inc. (ESS), 9 Basin Drive, Suite 190, Kearny, New Jersey 07032

**Contract Amount:** Not to exceed \$345,000.00

**Funding Source:** City of Newark Budget/Fire Department, Police Department, Department of Neighborhood and Recreational Services, Division of Sanitation/Open-Ended

**Contract Period:** To be established for a period not to exceed two (2) years

**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:**

Bids solicited: Three (3)

Bids received: Two (2)

WHEREAS, on September 4, 2012, the City of Newark through its Purchasing Director advertised to solicit bids for **Maintenance and Repair of UHF Radio Communication Equipment**, which the contractor will provide to the City of Newark, for the **Department of Fire, Department of Police, Department of Neighborhood & Recreational Services, Division of Sanitation**, usage as described in the attached bid proposal; and

**WHEREAS**, the Division of Central Purchasing solicited three (3) prospective vendor (s) from its established bid list following the date of advertisement; and

**WHEREAS**, on **September 20, 2012**, two (2) bids were received in response to this advertisement; and

**WHEREAS**, the Purchasing Director concludes from review and evaluation that an award be made to **Electronic Service Solutions, Inc. (ESS)**, the lowest responsive and responsible bidder; and

**WHEREAS**, pursuant to N.J.S.A. 40A: 11-24, **Electronic Service Solutions, Inc. (ESS)**, agreed to hold their prices beyond 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 Director, are hereby authorized to enter into contract with **Electronic Service Solutions, Inc. (ESS), 9 Basin Drive, Suite 190, Kearny, New Jersey 07032**, for the provision of Maintenance and Repair of UHF Radio Communication Equipment, for the City of Newark, whose bid was received on the above advertised due date and determined to be the lowest responsive and responsible bidder in accordance with bid specifications. The term of the contract will be established for a two (2) year period; pursuant to N.J.S.A. 40A: 11-3 (b).
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 subsequent years are contingent upon appropriation; 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 certification of the availability of sufficient funds as required by N.J.A.C. 5:30-5.5 (b) (2), shall be incurred each time an order is placed, covering the amount of the service. This contract shall not exceed **\$345,000.00** for a two (2) year term.
5. The Purchasing Director 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 contract is awarded to **Electronic Service Solutions Inc. (ESS)**, to provide Maintenance & Repair of UHF Radio Communication Equipment, to the City of Newark, at a cost not to exceed \$345,000.00 for a two (2) year term.