



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 13-1941, Version: 1

Dept/ Agency: Administration/Division of Central Purchasing

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

Type of Service: Bid Contract(s)

Purpose: Batteries Storage (Automotive)

Entity Name(s)/Address(s): (1.) Samuel's, Inc. t/a Buy Wise Auto Parts, 2091 Springfield Avenue, Vauxhall, New Jersey 07088 (2.) Superior Distributor Co., Inc., 4 Midland Avenue, Elmwood Park, New Jersey 07407

Contract Amount: Not to Exceed \$202,000.00

Funding Source: City of Newark Budget/Departments of Engineering and Water and Sewer Utilities

Contract Period: to be established for a period not to exceed two years

Contract Basis: (X) Bid () State Vendor () Prof. Ser. () EUS

() Fair & Open () No Reportable Contributions () RFP () RFQ

() Private Sale () Grant () Sub-recipient () n/a

Entity Name/Address:

(List vendors here - only if list is long)

Additional Information:

Bids Solicited: Nine (9)

Bids Received: Four (4)

WHEREAS, on September 10, 2013, the City of Newark through its Purchasing Director advertised to solicit bids for contractor(s) to provide, **Batteries Storage (Automotive)**, to the Departments of Engineering and Water and Sewer Utilities, as per the bid proposal attached hereto; and

WHEREAS, the Division of Central Purchasing distributed nine (9) bid proposal packages to prospective vendors following the date of advertisement; and

WHEREAS, on September 26, 2013, four (4) bids were received in response to this advertisement; and

WHEREAS, the Purchasing Director recommends a dual award be made to **Samuel's, Inc. t/a Buy Wise Auto Parts and Superior Distributor Co., Inc.**, who offered the highest percent discounted off regular prices, thereby being the lowest responsive and responsible bidders: 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 a

contract with **Samuel's, Inc. t/a Buy Wise Auto Parts, 2091 Springfield Avenue, Vauxhall, New Jersey 07088 and Superior Distributor Co., Inc., 4 Midland Avenue, Elmwood Park, New Jersey 07407**, to provide **Batteries Storage (Automotive)** to the City, whose bids were received on the advertised due date and determined to be, the highest discount off brands indicated on the price schedules and in accordance with the bid specifications. The term of the contract will be established for a two (2) year term, pursuant to N.J.S.A.40A:11-3.

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 2013 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 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, covering the amount of the order. This contract shall not exceed \$202,000.00 for two (2) years.

5. Pursuant to N.J.S.A. 27:25-17, any and all debts, expenses or obligations incurred by the City Department shall be payable only from funds available to the City of Newark, and no liability or obligation shall be incurred by the City Department beyond the extent to which monies are available.

6. A duly executed copy of the contract shall be forthwith filed in the Office of the City Clerk by the Purchasing Director.

7. 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 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 **Samuel's, Inc. t/a Buy Wise Auto Parts and Superior Distributor Co., Inc.**, to provide **Batteries Storage (Automotive)**, to the City of Newark, at a cost not to exceed \$202,000.00 for two (2) years for two (2) vendors.