



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 13-1581, Version: 1

**Dept/ Agency:** Water and Sewer Utilities  
**Action:** ( X ) Ratifying (X) Authorizing ( ) Amending  
**Type of Service:** Bid Contract  
**Purpose:** Maintenance and Repair Sewer Netting Facilities  
**Entity Name:** National Water Main Cleaning Co.  
**Entity Address:** 875 Summer Avenue, Newark, New Jersey 07104  
**Contract Amount:** Not to exceed \$600,000.00  
**Funding Source:** Department of Water and Sewer Utilities Budget  
**Contract Period:** November 1, 2013 to October 31, 2015  
**Contract Basis:** (X) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS  
( X ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a  
**Additional Information:**  
Bids Solicited: Six (6)  
Bids Received: One (1)

**WHEREAS**, on June 26, 2013, the Department of Water and Sewer Utilities advertised to solicit bids for Contract 07-WS2013 "Maintenance and Repair Sewer Netting Facilities"; and

**WHEREAS**, the Department of Water and Sewer Utilities distributed six (6) bid specification packages to prospective vendors following the date of advertising; and

**WHEREAS**, on July 9, 2013, one (1) bid was received in response to this solicitation; and

**WHEREAS**, the Department of Water and Sewer Utilities concludes from review and evaluation that an award should be made to National Water Main Cleaning Co., as the lowest responsible bidder (\$19,480.00 per change of sewer net); and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-24, National Water Main Cleaning Co. agreed to hold their prices beyond 60 days; and

**WHEREAS**, pursuant to N.J.S.A. 19:44A-20.5 et seq., solicitation through the public bidding of Contract 07-WS2013 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 Acting Director of the Department of Water and Sewer Utilities, are hereby authorized to execute Contract 07-WS2013 "Maintenance and Repair Sewer Netting Facilities" with National Water Main Cleaning Co., 875 Summer Avenue,

Newark, New Jersey 07104, whose bid was received on the above advertised due date and who was determined to be the lowest responsible bidder (\$19,480.00 per change of sewer net) in accordance with the bid specifications.

2. The term of the contract will be for a two year period, commencing on November 1, 2013 and ending on October 31, 2015, but shall be subject to and contingent upon the availability and appropriation of sufficient funds in accordance with law.
3. The contract shall be on an open-ended (as-needed) basis, but with a total amount not to exceed Six Hundred Thousand Dollars (\$600,000.00), pursuant to N.J.S.A. 40A:-11-3(b) for the provision of Maintenance and Repair Sewer Netting Facilities.
4. Pursuant to N.J.A.C. 5:30-5.5, attached hereto is Comptroller's partial certification of funds which states that funds in the amount of \$50,000.00 are available in the 2013 Temporary Budget under Business Unit: NW038, Department ID: 800, Division: 8003, Account#: 71770. The certification shall be filed along with the original resolution in the Office of the City Clerk. The remainder of the funding for this contract will be subject to appropriation in the 2013 and 2014 Budget and funds will be certified prior to services being provided by the contractor.
5. Pursuant to N.J.S.A. 27:25-17, any and all debts, expenses or obligations incurred by the Department of Water and Sewer Utilities shall be payable only from funds available to the City of Newark, and no liability or obligation shall be incurred by the Department of Water and Sewer Utilities beyond the extent to which monies are available.
6. The contract is hereby ratified from November 1, 2013 through the date of adoption of this authorizing resolution.
7. There shall be no amendment or change to the contract without approval by the Newark Municipal Council.
8. There shall be no advance payments made against this contract in accordance with N.J.A.C. 40A:5-16.
9. The Acting Director of the Department of Water and Sewer Utilities shall forthwith file a duly executed copy of this contract in the Office of the City Clerk.
10. 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 resolution authorizes and ratifies the Mayor and/or his designee, the Acting Director of the Department of Water and Sewer Utilities, to enter into a contract on an open-ended (as-needed) basis with National Water Main Cleaning Co., 875 Summer Avenue, Newark, New Jersey 07104, for Contract 07-WS2013, "Maintenance and Repair Sewer Netting Facilities," for an amount not to

exceed Six Hundred Thousand Dollars (\$600,000.00), for the period commencing on November 1, 2013, and terminating on October 31, 2015.