



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 13-2453, Version: 1

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

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

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

**Purpose:** Road Maintenance Salt (Bags)

**Entity Name(s)/Address(s):** (1.) Colonial Hardware Corp., 33 Commerce Street, Springfield, New Jersey 07081 and (2.) T & B Specialties, Inc., 479 Wright DeBow Road, Jackson, New Jersey 08527

**Contract Amount:** Not to exceed \$110,000.00 for 2 years

**Funding Source:** City of Newark's Budget/ Departments of Engineering, Neighborhood and Recreational Services and Water and Sewer Utilities

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

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

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

( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) N/A

**Entity Name/Address:**

**Additional Information:**

Bids solicited: Ten (10)

Bids received: Two (2)

**WHEREAS**, on November 12, 2013, the City of Newark through its Purchasing Director advertised to solicit bids for contractor(s) to provide, **Road Maintenance Salt (Bags)**, to the Departments of Engineering, Neighborhood and Recreational Services and Water and Sewer Utilities, as per the bid proposal attached hereto; and

**WHEREAS**, the Division of Central Purchasing distributed ten (10) bid proposal packages to prospective vendors following the date of advertisement; and

**WHEREAS**, on December 5, 2013, two (2) bids were received in response to this advertisement; and

**WHEREAS**, the Purchasing Director recommends a dual award based on line item pricing be made to **Colonial Hardware Corp. and T & B Specialties, Inc.**, the only responsive, 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 Colonial Hardware Corp., 33 Commerce Street, Springfield, New Jersey 07081, **to receive line items #1, 3-5 and 7 for year one and year two (various brands), and T & B**

Specialties, Inc., 479 Wright DeBow Road, Jackson, New Jersey 08527 **to receive line items #2, 6 and 8 for year one and year two (various brands)**, to provide, **Road Maintenance Salt (Bags)**, to the City, at a cost not to exceed \$110,000.00, whose bids were received on the advertised due date and determined to be the only responsive responsible bidders, based on line item pricing 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:11-3b.

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 2014 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 service. This contract shall not exceed \$110,000.00 for two (2) years.

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

6. If required by the State Law, 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 **Colonial Hardware Corp. and T & B Specialties, Inc.**, to provide **Road Maintenance Salt (Bags)**, to the City of Newark, at a cost not to exceed \$110,000.00 for two (2) years for two (2) vendors.