



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

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File #: 14-0722, Version: 1

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

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

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

**Purpose:** Maintenance and Repair for Collision Body Work on Heavy Duty Vehicles and Trucks Over One (1) Ton

**Entity Name(s)/Address(s):**

1. Lusamer Auto Body Corp, 27 Austin, Newark, New Jersey 07114

2. A. Lembo Car & Heavy Truck Collision Inc., 76 Riverside Avenue, Newark, New Jersey 07104

**Contract Amount:** Not to exceed \$575,000.00

**Funding Source:** City of Newark Budget/Department of Engineering, Division of Motors/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: Eight (8)

Bids received: Three (3)

**WHEREAS**, on **February 11, 2014**, the City of Newark through its Purchasing Director advertised to solicit bids for **Maintenance and Repair for Collision Body Work, Heavy Duty Vehicles and Trucks Over One Ton**, which the contractor will provide to the City of Newark, for the **Department of Engineering, Division of Motors**, usage as described in the attached bid proposal; and

**WHEREAS**, the Division of Central Purchasing solicited eight (8) bid proposal packages from prospective vendor (s) on its established bid list; and

**WHEREAS**, on **February 27, 2014**, three (3) bids were received in response to this advertisement; and

**WHEREAS**, the **Department of Engineering, Division of Motors**, reviewed the bids and requested primary and secondary vendor awards of the two lowest responsive and responsible bidders; and

**WHEREAS**, the Purchasing Director concludes from review and evaluation that an award be made to **Lusamer Auto Body Corp. as the primary vendor and A. Lembo Car & Heavy Truck Collision, Inc., as the secondary vendor**; and

**WHEREAS**, pursuant to N.J.S.A. 40A: 11-24, the bidders agreed to hold their prices beyond 60 days until such time as an award is made; 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:11-1et 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 **Lusamer Auto Body Corp, 27 Austin Street, Newark, New Jersey 07114** as primary vendor and **A. Lembo Car & Heavy Truck Collision, Inc., 76 Riverside Avenue, Newark, New Jersey 07104** as secondary vendor, for the provision of **Maintenance and Repair for Collision Body Work on Heavy Duty Vehicles and Trucks Over One (1) Ton**, for the City of Newark, whose bids were received on the above advertised due date and determined to be the lowest responsive and responsible bidders in accordance with 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 (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, a 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 **\$575,000.00** for a two (2) year term, for two (2) vendors.
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 resolution authorizes a contract award to Lusamer Auto Body Corp., as the primary vendor, and A. Lembo Car & Heavy Truck Collision, Inc., as the secondary vendor, to provide Maintenance and Repair for Collision Body Work on Heavy Duty Vehicles and Trucks Over One (1) Ton, at a cost not to exceed \$575,000.00 for a two (2) year term, for two (2) vendors.