



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 14-2042, Version: 1

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

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

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

**Purpose:** Stone, Crushed

**Entity Name(s)/Address(s):** (1) **Stavola Construction Materials, Inc.**, 175 Drift Road, Tinton Falls, New Jersey 07724, (2) **Tilcon New York, Inc.**, 625 Mt. Hope Road, Wharton, New Jersey 07885

**Contract Amount:** \$250,000.00

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

**Contract Period:** To be established for a period not exceeding 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:**

**Additional Information:**

Bids Solicited: Two (2)

Bids Received: Two (2)

**WHEREAS**, on October 14, 2014, the City of Newark through its Purchasing Director advertised to solicit bids for contractor(s) to provide, **Stone, Crushed** 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 two (2) bid proposal packages to prospective vendors following the date of advertisement; and

**WHEREAS**, on October 16, 2014, two (2) bids were received in response to this advertisement; and

**WHEREAS**, the Departments recommend that a line item award be made to **Stavola Construction Materials, Inc.**, and **Tilcon New York, Inc.**, the only responsive responsible bidders; and

**WHEREAS**, the Purchasing Director concurs with the recommendation of a line item award being made to **Stavola Construction Materials, Inc.** and **Tilcon New York, Inc.**, the only responsive responsible bidders; and

**WHEREAS**, pursuant to N.J.S.A.40A:11-24, the selected responsible bidders consented to hold their prices 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:11-1, 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 **Stavola Construction Materials, Inc.**, 175 Drift Road, Tinton Falls, New Jersey 07724, **to receive line items #1, 5, and 8 for year one and year two, (various types and sizes), and Tilcon New York, Inc.**, 625 Mt. Hope Road, Wharton, New Jersey 07885, **to receive line items #2-4 and 6 & 7 for year one and year two (various types and sizes)** to provide **Stone, Crushed** to the City, whose bids were received on the advertised due date and determined to be the only responsive responsible bidders, 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 (b).
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 order. This contract shall not exceed \$250,000.00 (two hundred fifty thousand dollars and no cents) 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 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 OF INTENT:**

This contract is awarded to **Stavola Construction Materials, Inc., and Tilcon New York, Inc.**, to provide **Stone, Crushed**, to the City of Newark, at a cost not to exceed \$250,000.00 (two hundred fifty thousand dollars and no cents) for two (2) years for two (2) vendors.