



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 18-1725, Version: 1

Dept/ Agency: Administration/Division of Central Purchasing

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

Type of Service: Bid Contract(s)

Purpose: To provide sodium chloride and calcium chloride in bagged quantities for the purpose of snow and ice control

Description: Road Maintenance - Salt Bags

Entity Name(s)/Address(s):

1) W.B. Mason Co., 535 Secaucus Road, Secaucus, New Jersey 07094

2) Levitt's LLC., 621 Edwards Road, Parsippany, New Jersey 07054

Contract Amount: \$490,000.00

Funding Source: 2018 Budget/Department of Public Works and the Department of Water and Sewer Utilities

Account Code Line:

NW011-060-0604-83320-B2018/DPW - Public Buildings

NW011-060-0603-83710-B2018/DPW - Parks and Grounds

NW011-060-0605-83710-B2018/DPW - Sanitation

NW011-750-7502-83710-B2018/Water and Sewer Utilities

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:

Advertisement Date: September 11, 2018

Number of Bids Solicited: Seven (7)

Number of Bids Received: Postponed

Addendum Published Date: September 24, 2018

Number of Bids Solicited: Seven (7)

Number of Bids Received: Four (4)

WHEREAS, on September 11, 2018, the City of Newark through its Qualified Purchasing Agent (QPA) advertised to solicit bids for contractors to provide sodium chloride and calcium chloride in bagged quantities for the purpose of snow and ice control for the Department of Public Works and the Department of Water and Sewer Utilities, as per the bid proposal attached hereto; and

WHEREAS, the Division of Central Purchasing also distributed seven (7) bid proposal packages to prospective vendors following the date of advertisement; and

WHEREAS, it was determined that sealed proposals scheduled to be received on September 27, 2018 should be postponed to amend and revise conditions governing the proposal, price schedules and to answer bidder submitted questions; and

WHEREAS, on September 24, 2018, the City of Newark through its QPA advertised Addendum #1 for Road Maintenance - Salt Bags, pursuant to N.J.S.A. 40A:11-23(c)(1), extending the deadline to receive bids to October 4, 2018 (a copy of which is attached hereto and made a part hereof); and

WHEREAS, the Division of Central Purchasing also distributed seven (7) bid proposal packages to prospective vendors following the date of advertisement; and

WHEREAS, on October 4, 2018, four (4) bids were received in response to this advertisement; and

WHEREAS, the Directors of the Department of Public Works and the Department of Water and Sewer Utilities recommended a dual award be made to (1) W.B. Mason Co., 535 Secaucus Road, Secaucus, New Jersey 07094; and (2) Levitt's LLC, 621 Edwards Road, Parsippany, New Jersey 07054; the lowest responsive and responsible bidders; and

WHEREAS, the QPA concurs with the recommendation from the Departments of Public Works and Water and Sewer Utilities that a dual award be made to (1) W.B. Mason Co. and (2) Levitt's LLC, the lowest responsive and responsible bidders; and

WHEREAS, pursuant to N.J.S.A. 40A:11-24, the bidders consented to holding price bids for consideration until such time as an award is made or as the law permits; 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 for 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 Qualified Purchasing Agent (QPA), are authorized to enter into and execute a contract with (1) W.B. Mason Co., 535 Secaucus Road, Secaucus, New Jersey 07094 and (2) Levitt's LLC, 621 Edwards Road, Parsippany, New Jersey 07054, to provide sodium chloride and calcium chloride in bagged quantities for the purpose of snow and ice control to the City of Newark, Departments of Public Works and Water and Sewer Utilities, whose bids were received on the advertised due date and determined to be the lowest responsive and responsible bidders in accordance with the bid specifications. The term of the contract will be established for a period not to exceed two (2) years, pursuant to N.J.S.A. 40A:11-15.
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 2018 and subsequent years are contingent upon appropriations, pursuant to N.J.A.C. 5:30-5.5(d).
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 from account code lines: (1) NW011-060-0604-83320-B2018/DPW - Public Buildings, (2) NW011-060-0603-83710-B2018/DPW - Parks and Grounds, (3) NW011-060-0605-83710-B2018/DPW - Sanitation, and (4) NW011-750-7502-83710-B2018/Water and Sewer Utilities; covering the amount of the order. This contract shall not exceed Four Hundred Ninety Thousand Dollars and Zero Cents (\$490,000.00) for two (2) years for two (2) vendors.

5. A duly executed copy of the contract shall be forthwith filed in the Office of the City Clerk by the QPA.
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 the Mayor and/or his designee, the QPA, to enter into and execute contracts with (1) W.B. Mason Co., 535 Secaucus Road Secaucus, New Jersey 07094 and (2) Levitt's LLC, 621 Edwards Road, Parsippany, New Jersey 07054, to provide sodium chloride and calcium chloride in bagged quantities for the purpose of snow and ice control to the City of Newark, Departments of Public Works and Water and Sewer Utilities, at a cost not to exceed Four Hundred Ninety Thousand Dollars and Zero Cents (\$490,000.00) for two (2) years for two (2) vendors.