



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 19-1054, Version: 1

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

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

**Type of Service:** Use of State NJStart Contract T-0103 - Park and Playground Equipment #16-FLEET-00130

**Purpose:** To purchase one (1) Play unit and Poured in Place Rubber Surfacing for Boylan Street Recreational Center

**Entity Name(s)/Address(s):** General Recreation, Inc., 25 Reese Avenue, Newton Square, Pennsylvania 19073

**Contract Amount:** \$82,210.00

**Funding Source:** Open Public Park Trust Fund: 026 Account 32720; B2019

**Contract Period:** Upon approval by Municipal Council, with delivery not to exceed May 30, 2020

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

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

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

**Additional Information:**

Pursuant to N.J.S.A. 40A:11-2(21), this is a one-time purchase; the Purchase Order is the contract. This will allow the playground to have new equipment and rubber surfacing which will add to the aesthetic beauty of the park and neighborhood.

**WHEREAS**, the City of Newark, through its Purchasing Agent, QPA, wishes to utilize State Term Contract T-0103 - Park and Playground Equipment, to purchase one (1) Play unit and Poured in Place Rubber Surfacing for Boylan Street Recreational Center from an authorized vendor under the New Jersey Cooperative Purchasing Program 1-NJCP, pursuant to N.J.A.C. 5:34-7.29; and

**WHEREAS**, the purchase of goods/services by local contracting units is authorized by Local Public Contracts Law, N.J.S.A. 40A:11-12; and

**WHEREAS**, in accordance with N.J.S.A. 40A:11-11(5), N.J.S.A. 52:25-16.1 et seq. and N.J.A.C. 5:34-1.7, all Cooperative Purchasing Program participants are responsible for ensuring that the Purchase Order issued reflects the correct contract item pricing and that payment is processed accordingly. Only the items/services specified in the applicable State contract(s) may be purchased from the contract vendor(s) of record. Cooperative Purchasing participants assume full responsibility for all purchase transactions issued through State contracts, including Purchase Orders, delivery compliance, and payments; and

**WHEREAS**, the City wishes to utilize this State Term Contract T-0103 Park and Playground Equipment, awarded to General Recreation, Inc., 25 Reese Avenue, Newton Square, Pennsylvania 19073, for the purchase of one (1) Play unit and Pour Rubber Surfacing for Boylan Street Recreational Center under vendor Contract #16-FLEET-00130 upon approval of this resolution by the Municipal Council until the date of complete delivery, no later than May 30, 2020; and

**WHEREAS**, the Purchasing Agent, QPA, recommends the utilization of this State contract award on the grounds that it provides Park and Playground Equipment according to specifications required by the City of Newark, Department of Recreation, Cultural Affairs and Senior Services; and

**WHEREAS**, usage of this contract will provide one (1) Play unit and Poured in Place Rubber Surfacing for Boylan Street Recreational Center, at a cost not to exceed Eighty-Two Thousand Two Hundred Ten Dollars and Zero Cents (\$82,210.00).

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

1. Pursuant to N.J.S.A. 40A:11-1 et seq., and N.J.A.C. 5:34-7.29, the Mayor and /or his designee, the Purchasing Agent, QPA, are authorized to utilize State Term Contract T-0103 Park and Playground Equipment, which includes the following Contract #16-FLEET-00130 awarded to General Recreation, Inc., 25 Reese Ave, Newton Square, PA 19073 to purchase one (1) Play unit and Poured in Place Rubber Surfacing for Boylan Street Recreational Center, for the period commencing upon the approval of this resolution by the Municipal Council until the date of complete delivery, which shall be no later than May 30, 2020.
2. All purchases, Purchase Orders and other related documentation shall be in accordance with the relevant State contract, State of New Jersey Standard Terms and Conditions, Method of Operation and Third Party Agreement as contained in the State contract documentations and agreements.
3. There shall be no amendment of this resolution without the approval of the Municipal Council.
4. There shall be no advance payment on this State contract in accordance with N.J.S.A. 40A:5-16.
5. Funds for the purchase of the equipment are encumbered on Purchase Order NWK026 #0000003330, Open Public Park Trust Fund: 026 Account 32720; B2019. This contract is for \$82,210.00.
6. This contract complies with Local Pay-to-Play Law, N.J.S.A. 19:44A-20.5 as a State contract award and constitutes a fair and open procedure.
7. If required by State Law, the City Clerk shall provide the appropriate Notice of 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 Purchasing Agent, QPA, to utilize State Term Contract T-0103 Park and Playground Equipment, under 16-FLEET-00130; awarded to General Recreation, Inc., 25 Reese Avenue, Newton Square, Pennsylvania 19073, to

provide one (1) Play unit and Poured in Rubber Surfacing for Boylan Street Recreational Center, for the period commencing from the adoption of this resolution by the Municipal Council of the City of Newark, upon complete delivery, no later than May 30, 2020, at a cost of Eighty Two Thousand Two Hundred Ten Thousand Dollars and Zero Cents (\$82,210.00).