



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 19-1581, **Version:** 1

Dept/ Agency: Administration/Division of Central Purchasing

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

Type of Service: Use of State Contract(s) T-0099 Vehicles, Automobiles, Sedans/Crossover

Purpose: To purchase five (5) 2019 or newer Dodge Journey SE for the Department of Public Safety.

Entity Name(s)/Address(s): Hertrich Fleet Services Inc., 1427 Bay Road, Milford, Delaware 19963

Contract Amount: \$89,995.00

Funding Source: 2019 Budget/NW011-011-190-1902 83830-B2019/Purchase Order NW011-0000137714

Contract Period: Upon approval by the Municipal Council through November 8, 2019; inclusive of any extensions by the State

Contract Basis: () Bid () 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.

The vehicles will be assigned and utilized by the Department of Public Safety, Division of Fire for fire inspections throughout the City.

WHEREAS, the City of Newark, through its Purchasing Agent, wishes to utilize State Contract T-0099 Vehicles, Automobiles, Sedans/Crossover to purchase five (5) 2019 or newer Dodge Journey SE for the Department of Public Safety, Fire Division, 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 are 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 Purchas 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 State Contract T-0099 Vehicles, Automobiles, Sedans/Crossover awarded to Hertrich Fleet Services, under Contract # 86922, to purchase five (5) 2019 or newer Dodge Journey SE upon approval of this resolution by the Municipal Council through November 8, 2019 inclusive of extensions by the State; and

WHEREAS, the Purchasing Agent recommends the utilization of State Contract T-0099 Vehicles, Automobiles, Sedans/Crossover be awarded to Hertrich Fleet Services Inc. for the purchase of five (5) 2019 or newer Dodge Journey SE according to specifications required by the Department of Public Safety, Fire Division; and

WHEREAS, usage of this contract will provide five (5) Dodge Journey SE at a cost not to exceed Eighty-Nine Thousand Nine Hundred Ninety-Five Dollars and Zero Cents (\$89,995.00).

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 Purchasing Agent is authorized to utilize State Contract T-0099 Vehicles, Automobiles, Sedans/Crossover, which includes Contract # 86922, awarded to Hertrich Fleet Services Inc., 1427 Bay Road, Milford, Delaware 19963, to purchase five (5) 2019 or newer Dodge Journey SE for the Department of Public Safety, Fire Division, for the period commencing upon approval of this resolution by the Municipal Council through November 8, 2019 inclusive of extensions by the State.
2. All purchases, Purchase Orders and other related documentation shall be in accordance with the relevant State Contract, New Jersey Standard Terms and Conditions, Method of Operation and Third Party Agreement, if applicable, as contained in the State Contract documentations and agreements.
3. There shall be no amendments 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 these vehicles are encumbered on Purchase Order NW011-0000137714 from Funding Source NW011-011-190-1902-83830 B2019. This contract shall not exceed Eighty-Nine Thousand Nine Hundred Ninety-Five Dollars and Zero Cents (\$89,995.00).
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. The Division of Central Purchasing shall file a duly executed copy of the contract in the Office of the City Clerk, if applicable.
8. 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, to utilize State Contract T-0099 Vehicles, Automobiles, Sedans/Crossover awarded to Hertrich Fleet Services Inc., 1427 Bay Road, Milford, Delaware 19963 to purchase five (5) 2019 or newer Dodge Journey SE for the Department of Public Safety, Fire Division, under Contract # 86922, for the period commencing upon adoption of this resolution by the Municipal Council through November 8, 2019 inclusive of extensions by the State, at a cost not to exceed Eighty-Nine Thousand Nine Hundred Ninety-Five Dollars and Zero Cents (\$89,995.00).