



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 19-1700, Version: 1

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

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

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

**Purpose:** Liquid Calcium Chloride (Brine) Ice and Snow Control

**Entity Name(s)/Address(s):** Peckham Materials Corp., 763 Schoharie Turnpike, Athens, New York 12015

**Contract Amount:** \$130,000.00

**Funding Source:** 2019 Budget/Department of Public Works/Division of Sanitation/NW011-060-0605-83710

**Contract Period:** To be established for a period not to exceed twenty-four (24) consecutive months

**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:**

This contract will be used to provide liquid calcium chloride (brine) for snow and ice control throughout the City.

Advertisement Date: October 14, 2019

Bids Solicited: Ten (10)

Bids Received: One (1)

**WHEREAS**, on October 14, 2019, the City of Newark, through its Purchasing Agent, QPA, advertised to solicit bids for contractors to provide Liquid Calcium Chloride (Brine) Ice and Snow Control for the Department of Public Works, Division of Sanitation as described in the attached bid proposal; and

**WHEREAS**, the Division of Central Purchasing also distributed ten (10) bid proposal packages to prospective vendors following the date of advertisement; and

**WHEREAS**, the Division of Central Purchasing published the bid package on the City of Newark's website to provide access and download capability to potential bidders; and

**WHEREAS**, on October 24, 2019, the Division of Central Purchasing received one (1) bid in response to this advertisement; and

**WHEREAS**, the Director of Public Works, Division of Sanitation recommended that a single award be made to Peckham Materials Corp., 763 Schoharie Turnpike, Athens, New York 12015, the only responsive and responsible bidder; and

**WHEREAS**, the Purchasing Agent, QPA, concurs with the recommendation from the Director of Public Works, Division of Sanitation, that a single award be made to Peckham Materials Corp., 763

Schoharie Turnpike, Athens, New York 12015, the only responsive and responsible bidder; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-24, the recommended bidder consented to holding their prices beyond sixty (60) days; and

**WHEREAS**, pursuant to N.J.S.A. 19:44A20.5 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 Agent, QPA, are hereby authorized to enter into and execute a contract with Peckham Materials Corp., 763 Schoharie Turnpike, Athens, New York 12015, the only responsive and responsible bidder; to provide Liquid Calcium Chloride (Brine) Ice and Snow Control for the City of Newark, Department of Public Works, Division of Sanitation, whose bid was received on the advertised due date and determined to be the only responsive and responsible bidder. The term of the contract will be established for twenty-four (24) consecutive months, pursuant to N.J.S.A. 40A:15 at a cost not to exceed One Hundred Thirty Thousand Dollars and Zero Cents (\$130,000.00).
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 2019 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 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 executed before a contractual liability is incurred each time an order is placed from Account Code Line: NW011-060-0605-83710-B2019. This contract shall not exceed One Hundred Thirty Thousand Dollars and Zero Cents (\$130,000.00) for a period not to exceed twenty-four (24) consecutive months for one (1) vendor.
5. The Purchasing Agent, QPA, 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 the Mayor and/or his designee, the Purchasing Agent, QPA, to enter into and execute a contract with Peckham Materials Corp., to provide Liquid Calcium Chloride (Brine)

Ice and Snow Control to the City of Newark, Department of Public Works, Division of Sanitation, at a cost not to exceed One Hundred Thirty Thousand Dollars and Zero Cents (\$130,000.00) for a period not to exceed twenty-four (24) consecutive months.