



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 20-0267, Version: 1

Dept/ Agency: Water and Sewer Utilities

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

Type of Service: Bid Contract

Purpose: To provide Pequannock Water Treatment Plant Roof Replacement - Contract 25-WS2019.

Entity Name: MAK Group, LLC

Entity Address: 40 Summit Avenue, Clifton, New Jersey 07013

Contract Amount: Not to exceed \$1,497,758.00

Funding Source: 2020 Budget/Department of Water and Sewer Utilities /NW037-750-7505-71960-B2020

Contract Period: 210 days from the date of the issuance of the Notice to Proceed

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

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

() Private Sale () Grant () Sub-recipient () n/a

Additional Information:

Bids Packages Distributed: Ten (10)

Bids Received: Five (5)

WHEREAS, the City of Newark (the “City”) advertised Contract 25-WS2019 Pequannock Water Treatment Plant Roof Replacement, on December 9, 2019; and

WHEREAS, the Department of Water and Sewer Utilities (the “Department”) distributed ten (10) bid packages to prospective vendors following the date of bid advertisement; and

WHEREAS, on January 14, 2020, the Department received five (5) bids for said Project in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, MAK Group, LLC, 40 Summit Avenue, Clifton, New Jersey 07013, submitted the lowest responsive and responsible bid, according to the specifications and in the total amount of \$1,497,758.00; and

WHEREAS, the City wishes to accept the lowest responsible bid submitted by MAK Group, LLC, on January 14, 2020, and execute Contract 25-WS2019 Pequannock Water Treatment Plant Roof Replacement, with MAK Group LLC, 40 Summit Avenue, Clifton, New Jersey 07013, for the total amount \$1,497,758.00; and

WHEREAS, the Municipal Council adopted the Contractor Pay-to-Play Reform Ordinance, R.O. 2:4-22C, which forbids the award of a contract of a Business Entity, as defined therein, which has made or solicited political contributions to Newark Municipal Candidates, office holders having ultimate responsibility for the award of a contract, candidate committees of the aforementioned candidates, and political and political party committees of the City of Newark or County of Essex; and continuing

political committees or political action committees regularly engaged in the support of the City of Newark Municipal or County of Essex elections; and certain other political party or candidates committees, in excess of certain thresholds; and

WHEREAS, this contract is for an amount over \$17,500.00 and is being awarded as a Fair and Open Contract pursuant to N.J.S.A. 19:44A-20.5.

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

1. The Municipal Council hereby authorizes the Mayor and/or his designee, the Director of the Department of Water and Sewer Utilities, to accept the lowest responsible bid submitted by MAK Group LLC, on January 14, 2020, and enter into and execute Contract 25-WS2019 Pequannock Water Treatment Plant Roof Replacement, with MAK Group LLC, 40 Summit Avenue, Clifton, New Jersey 07013, for an amount not to exceed \$1,497,758.00 for a period of 210 days from the date of the issuance of the Notice to Proceed.
2. Pursuant to N.J.A.C. 5:30-5.5, Temporary Budget, attached hereto is a partial Certification of Funds issued by the Director of Finance, which states that funds in the amount of \$30,000.00, are available under Business Unit NW037, Department ID 750, Project/Division 7505, Account #71960, Budget Ref: B2020. The certification shall be filed along with the original resolution in the Office of the City Clerk. The remainder of the funding for this contract will be subject to appropriation in the 2020 Budget and funds will be certified prior to services being provided by the contractor
3. There shall be no amendment or change to the contract without approval by the Municipal Council.
4. There shall be no advance payment on this contract in accordance with N.J.S.A. 40A:5-16.
5. The Department of Water and Sewer Utilities shall file a fully executed copy of the contract in the Office of the City Clerk.
6. This contract was solicited and awarded pursuant to the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and is in compliance with the City's Contractor Pay-to-Play Reform Ordinance, R.O. 2:4-22C.
7. 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 Director of the Department of Water and Sewer Utilities, to accept the lowest responsible bid submitted by MAK Group, LLC, on January 14, 2020, and enter into and execute Contract 25-WS20219 Pequannock Water Treatment Plant

Roof Replacement with MAK Group LLC, 40 Summit Avenue, Clifton, New Jersey 07013, for an amount not to exceed \$1,497,758.00 for a period of 210 days from the date of the issuance of the Notice to Proceed.