



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

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File #: 20-0443, Version: 1

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

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

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

**Purpose:** To provide recycling services: load, transport, and disposal of leaves, rush, clippings, tree parts, logs, Christmas trees, and source-separated recyclable wood.

**Entity Name(s)/Address(s):** Nature's Choice Corporation, 1106 Millstone River Road, Hillsborough, New Jersey 08844

**Contract Amount:** Not to exceed \$400,000.00

**Funding Source:** Department of Public Works/Division of Sanitation:  
NW011-060-0603-71690-B2020/NW027-060-0603-48040-B2020

**Contract Period:** Not to exceed (24) twenty-four 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:**

Advertisement Date: February 26, 2020

Bids Solicited: Seven (7)

Bids Received: One (1)

**WHEREAS**, on February 26, 2020, the City of Newark (the "City") through its Purchasing Agent, QPA (the "QPA"), advertised to solicit bids for contractor(s) to provide Recycling Services: Load, Transport, and Disposal of Leaves, Rush, Clippings, Tree Parts, Logs, Christmas Trees, and Source-Separated Recyclable Wood to the Department of Public Works Division of Sanitation, 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**, bid package was also posted on the City of Newark's bid management system to provide broader access to potential vendors; and

**WHEREAS**, on March 12, 2020, one (1) bid was received in response to this advertisement; and

**WHEREAS**, the Department of Public Works, Division of Sanitation recommended that an award be made to Nature's Choice Corporation, 1106 Millstone River Road, Hillsborough, New Jersey 08844, the only responsive and responsible bidder; and

**WHEREAS**, the Purchasing Agent, QPA, concurred with the recommendation from the Department of Public Works, Division of Sanitation that an award be made to Nature's Choice Corporation, the only responsive, responsible bidder; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-24, the bidder consented to holding prices bid for consideration, until such time as an award is made, 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 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 Nature's Choice Corporation, 1106 Millstone River Road Hillsborough, New Jersey 08844 to provide Recycling Services: Load, Transport, and Disposal of Leaves, Rush, Clippings, Tree Parts, Logs, Christmas Trees, and Source-Separated Recyclable Wood to the City, whose bid was received on the advertised due date and determined to be the only responsive, responsible bidder, in accordance with the bid specifications. The term of the contract will be established for a period not to exceed twenty-four (24) consecutive months, pursuant to N.J.S.A. 40A:11-15, at a cost not to exceed Four Hundred Thousand Dollars and Zero Cents (\$400,000.00) for one (1) vendor.
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 2020 and subsequent years are contingent upon appropriations; pursuant to N.J.A.C. 5:30-5.5(d).
4. Pursuant to N.J.A.C. 5:30-5.5, attached hereto is a partial Certification of Funds issued by the Director of Finance, which states that funds in the amount of Two Hundred Thousand Dollars and Zero Cents (\$200,000.00) are available under Account Code Lines: Department of Public Works/Division of Sanitation NW011-060-0603-71690-B2020/NW027-060-0603-48040-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 for a period not to exceed twenty-four (24) consecutive months months) for one (1) vendor.
5. A duly executed copy of the contract shall be filed in the Office of the City Clerk by the Purchasing Agent, QPA.
6. If required by the 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 Nature's Choice Corporation, 1106 Millstone River Road, Hillsborough, New Jersey 08844 to provide Recycling Services: Load, Transport, and Disposal of Leaves, Rush, Clippings, Tree Parts, Logs, Christmas Trees, and Source-Separated Recyclable Wood to the City of Newark, at a cost not to exceed Four Hundred Thousand Dollars and Zero Cents (\$400,000.00) for a period not to exceed twenty-four (24) consecutive months for one (1) vendor.