



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 22-0600, Version: 1

Dept/ Agency: Administration/ Division of Central Purchasing

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

Type of Service: Cooperative Purchasing Agreement

Purpose: To purchase pedestrian crosswalk safety audible pushbuttons through HGAC Contract #PE05-21.

Entity Name: Signal Control Products, Inc.

Entity Address: 199 Evans Way, Branchburg, New Jersey 08876

Contract Amount: Not to exceed \$191,402.00

Funding Source: 2021 Budget/Department of Engineering/NW045-21A-21A24-94710-B2021

Contract Period: Upon approval of the Municipal Council through April 30, 2023

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

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

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

Additional Information:

The Houston-Galveston Area Council (H-GAC) Cooperative Purchasing Contract #PE05-21 will purchase pedestrian crosswalk safety audible pushbuttons.

The purchase will result in a cost savings to the City.

WHEREAS, the Municipal Council of the City of Newark (the "City") authorized the joining of the Houston-Galveston Area Council ("H-GAC") by Resolution 7R1-c dated January 6, 2016; and

WHEREAS, the City in furtherance of its goals to search for lower costs, greater efficiency and improved product quality, wishes to enter into a contract for cooperative purchasing; and

WHEREAS, cooperative purchasing is an inclusive term used to describe all purchasing systems where two or more local contracting units join together for the provision or performance of goods or services as provided for by the Local Public Contracts Law N.J.S.A. 40A:11-1et seq.; and

WHEREAS, the purchase of goods or services by two (2) or more contracting units increases proportionate saving in costs gained by an increased level of production; and

WHEREAS, the City, a sub-political body of the State of New Jersey is permitted to join Cooperative Purchasing Programs pursuant to N.J.S.A. 52:34-6.2(b)(3); and

WHEREAS, the H-GAC, a nationally recognized and accepted cooperative purchasing organization, maintains National Cooperative Agreement Contracts, which are competitively awarded through which members can make purchases; and

WHEREAS, the H-GAC system was developed for the purpose of utilizing a competitive bidding process to make the procurement process more efficient and provide cost savings to its members; and

WHEREAS, the H-GAC has offered the City the opportunity to participate in the Cooperative Purchasing System for the procurement of pedestrian crosswalk safety audible pushbuttons through its contract #PE05-21; and

WHEREAS, the City's membership in H-GAC has been confirmed active; and

WHEREAS, the Department of Public Works requests to utilize the membership in the H-GAC to purchase pedestrian crosswalk safety audible pushbuttons from Signal Control Products, Inc., 199 Evans Way, Branchburg, NJ 08876, holder of an authorized H-GAC contract #PE05-21; and

WHEREAS, the Qualified Purchasing Agent, QPA, recommends the usage of this contract to facilitate the needs of the City to procure pedestrian crosswalk safety audible pushbutton for the Department of Engineering; and

WHEREAS, on April 18, 2020 the Division of Central Purchasing advertised the City's intention to enter into an agreement with Signal Control Products, Inc., under contract #PE05-21, for the purchase of pedestrian crosswalk safety audible pushbuttons for the Department of Engineering (attached hereto).

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

1. The Mayor and/or his designees, the Qualified Purchasing Agent, QPA and/or the Business Administrator are hereby authorized to enter into and execute an agreement under contract #PE05-21, to purchase from Signal Control Products, Inc., 199 Evans Way, Branchburg, New Jersey 08876, under the Houston-Galveston Area Council (H-GAC) Cooperative Purchasing Program, pedestrian crosswalk safety audible pushbuttons at a total cost not to exceed One Hundred Ninety One Thousand Four Hundred Two Dollars and Zero Cents (\$191,402.00), for the period commencing upon approval of this resolution by Municipal Council until the date of complete delivery.

2. There shall be no amendment of this resolution 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.

4. Funds for the purchase of pedestrian crosswalk safety audible pushbuttons for the Department of Engineering are encumbered from Funding Source: NW045-21A-21A24-94710-B2021. This contract shall not exceed One Hundred Ninety-One Thousand Four Hundred and Two Dollars and Zero Cents (\$191,402.00).

5. The Division of Central Purchasing, through the Qualified Purchasing Agent, QPA, shall ensure that the goods and/or services procured through the program comply with applicable laws of the State of New Jersey, Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., N.J.S.A. 52:34-6.2 (B)(3) and all other provisions of the revised statutes of the State of New Jersey.

6. A duly executed copy of the Cooperative Purchasing Contract agreement between H-GAC and Signal Control Products Inc. is provided herewith by the Qualified Purchasing Agent, QPA.

7. The Qualified Purchasing Agent, QPA, is filing a duly executed copy of the encumbering purchase order with this resolution, in the Office of the City Clerk.

8. This contract complies with Local Pay-to-Play, N.J.S.A. 19:44A-20.5 and constitutes a Fair and Open Procedure.

9. If required by State law, the City Clerk shall provide appropriate notice of award of this acquisition to the State Comptroller no later than twenty (20) business days following such authorization, 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 designees, the Qualified Purchasing Agent, QPA and the Business Administrator to enter into and execute a contract with Signal Control Products, Inc., 199 Evans Way, Branchburg, New Jersey 08876, for the purchase of pedestrian crosswalk safety audible pushbuttons under the Houston-Galveston Area Council (H-GAC) Cooperative Purchasing Program, at a cost not to exceed One Hundred Ninety One Thousand Four Hundred Two Dollars and Zero Cents (\$191,402.00), for the benefit of the Department of Engineering, for the period commencing upon approval of this resolution by Municipal Council until April 30, 2023. The purchase will result in a cost savings to the City.