



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

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File #: 21-1693, 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 Pest Control in City Buildings - Exterminating Services.

**Entity Name(s)/Address(es):**

1) Emergency Pest Control, Orange, New Jersey 07050;

2) Top Level Pest Control, Inc., 20 North Central Avenue, Suite 201, Hartsdale, New York, 10530

**Contract Amount:** Not to exceed \$300,000.00

**Funding Source:** 2021 Budget/Department of Public Works, Public Buildings/NW011-060-0604-71770 B2021

**Contract Period:** To be established for a period not to exceed (24) consecutive months commencing upon a fully executed contract

**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 provide the City of Newark's Department of Public Works, Division of Public Buildings with Pest Control in City Buildings-Exterminating Service.

Advertisement: October 20, 2021

Bid Downloaded: Eighteen (18)

Bid Received: Six (6)

**WHEREAS**, on October 20, 2021, the City of Newark through its Purchasing Agent, QPA (the "City"), advertised to solicit bids for contractors to provide Pest Control in City Buildings-Exterminating Services for the Department of Public Works, Division of Public Buildings, as described in the attached bid proposal; and

**WHEREAS**, the Division of Central Purchasing published the bid package on the City of Newark's new electronic procurement portal to provide a broader access and download capability to potential bidders; and

**WHEREAS**, on November 4, 2021, the Division of Central Purchasing received six (6) bids in response to this advertisement; and

**WHEREAS**, the Director of the Department of Public Works recommended that a Dual Award be made to: 1) Emergency Pest Control, of Orange, New Jersey, 07050 and (2) Top Level Pest Control Inc., 20 North Central Avenue, Suite 201, Hartsdale, New York, 10530; the lowest responsive and responsible bidders; and

**WHEREAS**, the Purchasing Agent concurs with the recommendation from the Manager of the Division of Public Buildings, that a dual award be made to: 1) Emergency Pest Control, of Orange, New Jersey, 07050; and 2) Top Level Pest Control, Inc., 20 North Central Avenue, Suite 201, Hartsdale, New York, 10530; the lowest responsive and responsible bidders; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-24, the recommended bidders 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 of the City of Newark and/or his designee, the Business Administrator, are hereby authorized to enter into and execute a contract with: 1) Emergency Pest Control, of Orange, New Jersey 07050; and 2) Top Level Pest Control, Inc., 20 North Central Avenue, Suite 201, Hartsdale, New York, 10530; to provide Pest Control in City Buildings-Exterminating Services for the City of Newark, Department of Public Works, Division of Public Buildings, whose bids were received on the advertised due date and determined to be the lowest responsive and responsible bidders in accordance with the bid specifications. The term of the contract will be established for twenty-four (24) consecutive months, pursuant to N.J.S.A. 40A:11-15.
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. 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: NW011-060-0604-71770 B2021, 2021 Budget/Department of Public Works, Division of Public Buildings. This contract shall not exceed Three Hundred Thousand Dollars and Zero Cents (\$300,000.00) for two (2) vendors for twenty-four (24) consecutive months with a start date commencing when the contract is fully executed.
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 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 of the City of Newark and/or his designee, the Business Administrator, to enter into and execute a contract with: 1) Emergency Pest Control, of Orange, New Jersey, 07050; and 2) Top Level Pest Control, Inc., 20 North Central Avenue, Suite 201, Hartsdale, New York, 10530 to provide Pest Control in City Buildings-Exterminating Services for the City of Newark, Department of Public Works, Division of Public Buildings at the cost not to exceed \$300,000.00 for a period to be established and not to exceed twenty-four (24) consecutive months for two (2) vendors with a start date commencing when the contract is fully executed.