



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 22-0964, Version: 1

Dept/ Agency: Administration/Division of Central Purchasing

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

Type of Service: Bid Contract(s)

Purpose: To provide pre-packaged breakfast and lunch meal for the SuNuP Summer Food Service Program.

Entity Name(s)/Address(s): Whitson's Food Service (Bronx), LLC, 1800 Motor Parkway, Islandia, New York 11749

Contract Amount: Not to exceed \$751,353.06

Funding Source: 2022 Budget/Department of Recreation, Cultural Affairs and Senior Services/NW051-G22-N22B0-B2022

Contract Period: July 5, 2022 through September 2, 2022

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:

To provide meals for children in the City of Newark during the summer months.

Advertisement: May 10, 2022

Bid Downloaded: Eight (8)

Bid Received: One (1)

WHEREAS, on May 10, 2022, the City of Newark through its Purchasing Agent, QPA (the "City"), advertised to solicit a bid for contractors to provide pre-packaged breakfast and lunch meals for SuNuP Summer food Service Program 2022, to the Department of Recreation, Cultural Affairs and Senior Services, as described in the attached bid proposal; and

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

WHEREAS, on June 2, 2022, the Division of Central Purchasing received one (1) bid in response to this advertisement; and

WHEREAS, the New Jersey Department of Agriculture, Division of Food and Nutrition Summer Food Service Program, reviewed the bid proposal from Whitson's Food Service (Bronx), LLC in its entirety and approved Whitson's Food Service (Bronx), LLC, as an approved 2022 vendor; and

WHEREAS, the Department of Recreation, Cultural Affairs, and Senior Services recommended that an award be made to Whitson's Food Service (Bronx), LLC, 1800 Motor Parkway, Islandia, New York 11749, the sole responsive and responsible bidder; and

WHEREAS, the Qualified Purchasing Agent, QPA, concurs with the recommendation from the Director of the Department of Recreation, Cultural Affairs and Senior Services that an award be made to Whitson's Food Service (Bronx), LLC., 1800 Motor Parkway Islandia, New York 11749; 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; and

WHEREAS, the Department of Recreation, Cultural Affairs and Senior Services will contemporaneously submit a proposed resolution, authorizing and ratifying the submission of a grant application and the acceptance of the grant award, in the amount of Eight Hundred Eighty-Four Thousand One Hundred Forty-Six Dollars and Sixty Seven Cents (\$884,146.67), from the New Jersey Department of Agriculture, Bureau of Child Nutrition Programs, to provide meals for the City of Newark's 2022 SuNuP Summer Food Program.

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 Whitson's Food Service (Bronx), LLC, 1800 Motor Parkway, Islandia, New York 11749; to provide pre-packaged breakfast and lunch meals for the SuNuP Summer Food Service Program 2022 to the Department of Recreation, Cultural Affairs and Senior Services, whose bid was received on the advertised due date and determined to be the only responsive and responsible bidder in accordance with the bid specifications. The term of the contract will be for the period of July 5, 2022 through September 2, 2022, in an amount not to exceed Seven Hundred Fifty-One Thousand Three Hundred Fifty-Three Thousand Dollars and Six Cents (\$751,353.06).
2. The Municipal Council ratifies its authorization to enter into and execute a contract with Whitson's Food Service (Bronx), LLC, from the period beginning July 5, 2022 through September 2, 2022, to provide meals for the City of Newark's 2022 SuNuP Summer Food Program.
3. There shall be no amendment or change of this contract without the approval of the Municipal Council by Resolution.
4. There shall be no advance payment on this contract in accordance with N.J.S.A. 40A:5-16. Funds for 2022 and subsequent years are contingent upon appropriations, pursuant to N.J.A.C. 5:30-5.5(d).
5. 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: NW051-G22-N22B0- B2022,

Department of Recreation, Cultural Affairs and Senior Services. This contract shall not exceed Seven Hundred Fifty-One Thousand Three Hundred Fifty-Three Thousand Dollars and Six Cents (\$751,353.06) for one (1) vendor for the period of July 5, 2022 through September 2, 2022.

6. The Purchasing Agent, QPA, shall file a copy of the Resolution and the duly executed copy of the contract in the Office of the City Clerk.
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 ratifies and authorizes the Mayor of the City of Newark and/or his designee, the Business Administrator, to enter into and execute a contract with Whitson's Food Service (Bronx), LLC, 1800 Motor Parkway, Islandia, New York 11749, to provide pre- packaged breakfast and lunch meals for the SuNuP Summer Food Service Program 2022, for the City's Department of Recreation, Cultural Affairs and Senior Services, at an amount not to exceed \$751,353.06 for one (1) vendor, for the period of July 5, 2022 through September 2, 2022.