



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 22-1172, Version: 1

Dept/ Agency: Administration/Division of Central Purchasing

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

Type of Service: Use of State Contract(s) #G2004 Furniture: Office, Lounge and Systems
Statewide

Purpose: To purchase office furniture for WIC, Office of Health and Community Engagement and the co-affiliated medical clinic, Mary Eliza Mahoney Health Centers, and authorize other City of Newark Departments to use this state contract for the purchasing of office furniture.

Entity Name(s)/Address(s): See list below

Contract Amount: Not to exceed \$600,000.00

Funding Source: NW-026-46480

Contract Period: Upon approval of Municipal Council through April 30, 2023 inclusive of extensions by the State

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

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

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

Entity Name/Address:

#81721 National Office Furniture, Inc., 1600 Royal Street, Jasper, Indiana 47549

#81620 Herman Miller, Inc., 855 East Main Avenue, Zeeland, Michigan 49464

#81711 Exemplis, LLC, 6415 Katella Avenue, Cypress, California 90630

#81618 ERG International, 361 N. Bernoulli Circle, Oxnard, California 93030

#81635 OFS Brands, Inc., 1204 East 6th Street, P.O. Box 100, Huntingburg, Indiana 47542

(Including authorized distributors/dealers)

Additional Information:

This Resolution authorizes usage of the State Contract #G-2004, Furniture, Office, Lounge and System.

WHEREAS, the City of Newark (the "City") through its Purchasing Agent, QPA, wishes to utilize State Contract G-2004 to purchase Furniture, Office and Lounge equipment from authorized vendors under the New Jersey Cooperative Purchasing Program 1-NJCP, pursuant to N.J.A.C. 5:34-7.29; and

WHEREAS, the purchase of goods/services by Local contracting units is authorized by Local Public Contracts Law, N.J.S.A. 40A: 11-12; and

WHEREAS, in accordance with N.J.S.A. 40A:11-11(5), N.J.S.A. 52:25-16.1 et seq. and N.J.A.C. 5:34-1.7, all Cooperative Purchasing Program participants are responsible for ensuring that the Purchase Orders issued reflects the correct contract item pricing and that payment is processed accordingly. Only the items/services specified in the applicable State contract(s) may be purchased from the contract vendor(s) of record. Cooperative Purchasing participants assume full responsibility for all purchase transactions issued through State contracts, including Purchase Orders, delivery

compliance, and payments; and

WHEREAS, the City wishes to utilize the State Contract, G-2004 Furniture, Office Lounge and System to contract with the following vendors #81721 National Office Furniture, Inc., 1600 Royal Street, Jasper, Indiana 47549; #81620 Herman Miller, Inc., 855 East Main Avenue, Zeeland, Michigan 49464; #81711 Exemplis, LLC, 6415 Katella Avenue, Cypress, California 90630; #81618 ERG International, 361 N. Bernoulli Circle, Oxnard, California 93030; and #81635 OFS Brands, Inc., 1204 East 6th Street, P.O. Box 100, Huntingburg, Indiana 47542, inclusive of all authorized dealers and distributors commencing adoption of this Resolution, by the Municipal Council through April 30, 2023, inclusive of extensions by the State, at a cost not to exceed Six Hundred Thousand Dollars and Zero Cents (\$600,000.00); and

WHEREAS, the Purchasing Agent, QPA, recommends the utilization of these State Contract awards on the grounds that they provide furniture, office, lounge and systems according to specifications required by the City of Newark Departments, inclusive, but not limited to the Departments of Health and Community Wellness; Administration; Office of the City Clerk; Municipal Courts; the Departments of Water and Sewer Utilities; Public Safety; Public Works; Engineering; Office of the Mayor; Departments of Finance; Recreation and Senior Services and Economic and Housing Development.

WHEREAS, usage of these contracts provide for the purchase of Furniture, Office and Lounge equipment for the City of Newark Using Agencies at a cost not to exceed Six Hundred Thousand Dollars and Zero Cents (\$600,000.00); and

WHEREAS, the Chief Financial Officer will certify the availability of funds before orders are placed.

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

1. Pursuant to N.J.S.A. 40A:11-1 et seq., and N.J.A.C. 5:34-7.29, the Qualified Purchasing Agent, is authorized to utilize State contract, term G-2004 Furniture, Office, Lounge and System, which includes the following vendors and their authorized distributors and dealers: #81721 National Office Furniture, Inc., 1600 Royal Street, Jasper, Indiana 47549; #81620 Herman Miller, Inc., 855 East Main Avenue, Zeeland, Michigan 49464; #81711 Exemplis, LLC, 6415 Katella Avenue, Cypress, California 90630; #81618 ERG International, 361 N. Bernoulli Circle, Oxnard, California 93030; and #81635 OFS Brands, Inc., 1204 East 6th Street, P.O. Box 100, Huntingburg, Indiana 47542, to provide Furniture, Office, and Lounge equipment for the City of Newark, for the period commencing from the adoption of this Resolution by the Municipal Council, through April 30, 2023, inclusive of any extension by the State, at a cost not to exceed Six Hundred Thousand Dollars and Zero Cents (\$600,000.00).
2. All purchases, purchase orders and other related documentation shall be in accordance with the relevant State contract, State of New Jersey Standard Terms and Conditions, Method of Operation and Third Party Agreement/Three Party Agreement (if applicable) as contained in the State contract Documentations and Agreements.

3. There shall be no amendment of this Resolution without the approval of the Municipal Council.
4. There shall be no advance payment on this State Contract in accordance with N.J.S.A. 40A:5-16. Funding is contingent upon appropriation, pursuant to N.J.A.C. 5:30-5.5(c).
5. This contract is awarded as an open ended contract; pursuant to N.J.A.C. 5:30-5.5(d)(2). A Certification of the Availability of Funds shall be executed each time a purchase order is placed and charged against this contract. Department of Health and Community Wellness fund is 026-46480. Other user departments/offices and applicable funding sources will be presented with the Certification of Funds signed by the Chief Financial Officer on the as needed basis. This contract shall not exceed Six Hundred Thousand Dollars and Zero Cents (\$600,000.00)
6. This contract complies with Local Pay to Play Law, N.J.S.A. 19:44A-20.5 as a State contract award and constitutes a Fair and Open Procedure.
7. The Qualified Purchasing Agent shall forthwith file a duly executed copy of the State's notice of award in the Office of the City Clerk, if applicable. The Notice of Award is the contract.
8. If required by State Law, the Acting City Clerk shall provide the appropriate notice of the Municipal Council's authorization to utilize these state contract awards 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 usage of the State Contract G-2004, Furniture, Office, Lounge and System, which includes awards to the following vendors #81721 National Office Furniture, Inc., 1600 Royal Street, Jasper, Indiana 47549; #81620 Herman Miller, Inc., 855 East Main Avenue, Zeeland, Michigan 49464; #81711 Exemplis, LLC, 6415 Katella Avenue, Cypress, California 90630; #81618 ERG International, 361 N. Bernoulli Circle, Oxnard, California 93030; and #81635 OFS Brands, Inc., 1204 East 6th Street, P.O. Box 100, Huntingburg, Indiana 47542, inclusive of all authorized dealers and distributors, to purchase Furniture, Office and Lounge equipment for the period commencing from the adoption of this Resolution by the Municipal Council through April 30, 2023, inclusive of any extension by the State, at a cost not to exceed \$600,000.00.