



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 22-1113, Version: 1

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

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

**Type of Service:** Use of State Contract(s) #T0790

**Purpose:** To purchase Firefighter Protective Clothing and Equipment.

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

**Contract Amount:** Not to exceed \$3,000,000.00

**Funding Source:** 2022 Budget/Department of Public Safety, Division of Fire/011-190-1903-83830-B2022

**Contract Period:** June 15, 2019 through June 14, 2023, inclusive of any 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)**

- 1) All Hands Fire Equipment, P.O. Box 1245, Wall, New Jersey 07719; and
- 2) Continental Fire and Safety, Inc., 2740 Kuser Road, Hamilton New Jersey 08691; and
- 3) Draeger, Inc., 3135 Quarry Road, Telford, Pennsylvania 18969-1042; and
- 4) Elkhart Brass Manufacturing Company, LLC, 1302 West Beardsley Avenue, Elkhart, Indiana 46514; and
- 5) ESI Equipment, Inc., 119 Keystone Drive, Montgomeryville, Pennsylvania 18936-9638; and
- 6) Fire-Dex, LLC, 780 South Progress Drive, Medina, Ohio 44256; and
- 7) Firefighter One, LLC, 34 Wilson Drive, Sparta, New Jersey 07871; and
- 8) HAIX North America, Inc., 2320 Fortune Drive, Suite 120, Lexington, Kentucky 40509; and
- 9) Stanfield's Limited, 1 Logan Street, Truro, Nova Scotia, B2N 5C2 Canada, including all authorized dealers and distributors

**Additional Information:**

This contract will provide Firefighter Protective Clothing and Equipment to the Department of Public Safety, Division of Fire.

**Whereas**, the City of Newark, through its Agent, wishes to utilize State Contract #T0790 Firefighter Protective Clothing and Equipment to purchase products or services 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. 5:34-7.1 et seq., all Cooperative Purchasing Program participants are responsible for ensuring that the Purchase Order 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 following State Contracts to purchase Firefighter Protective Clothing and Equipment for the period commencing on June 15, 2019 to June 14, 2023, inclusive of any subsequent extensions granted by the State:

1. #17-FLEET-00812 All Hands Fire Equipment, P.O. Box 1245, Wall, New Jersey 07719;
2. #17-FLEET-00802 Continental Fire & Safety Inc., 2740 Kuser Road, Hamilton, New Jersey 08691;
3. #17-FLEET-00827 Draeger Inc., 3135 Quarry Rd, Telford, Pennsylvania 18969 (Including authorized vendors and distributors);
4. #17-FLEET-00834 Elkhart Brass Manufacturing Company, LLC, 1302 West Beardsley Ave, Elkhart, Indiana 46514 (Including authorized vendors and distributors);
5. #17-FLEET-00820 ESI Equipment Inc., 119 Keystone Drive, Montgomeryville, Pennsylvania 18936;
6. #17-FLEET-00811 Fire-Dex LLC 780 South Progress Drive, Medina, Ohio 44256 (Including authorized vendors and distributors);
7. #17-FLEET-00807 Firefighter One LLC, 34 Wilson Drive, Sparta, New Jersey 07871;
8. #17-FLEET-00809 HAIX North America Inc., 2320 Fortune Drive, Suite 120, Lexington, Kentucky 40509 (Including authorized vendors and distributors);
9. #17-FLEET-00822 Stanfield's Limited, 1 Logan Street, Truro, Nova Scotia, B2N 5C2 Canada (Including authorized vendors and distributors); and

**Whereas**, the Purchasing Agent recommends the utilization of these State Contract awards on the grounds that they provide Firefighter Protective Clothing and Equipment, according to specifications required by the City of Newark; and

**Whereas**, usage of this contract provides turnout gear, boots, gloves, helmets, thermal imaging cameras, jaws of life, first aid supplies and other firefighting equipment meeting industry safety standards at a cost not to exceed Three Million Dollars and Zero Cents (\$3,000,000.00).

**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 Purchasing Agent is authorized to utilize the following contracts:
  - #17-FLEET-00812 All Hands Fire Equipment, P.O. Box 1245, Wall, New Jersey 07719;
  - #17-FLEET-00802 Continental Fire & Safety Inc., 2740 Kuser Road, Hamilton, New Jersey 08691;
  - #17-FLEET-00827 Draeger Inc., 3135 Quarry Rd, Telford, Pennsylvania 18969-1042 (Including authorized vendors and distributors);
  - #17-FLEET-00834 Elkhart Brass Manufacturing Company LLC, 1302 West Beardsley Ave, Elkhart, Indiana 46514 (Including authorized vendors and distributors);
  - #17-FLEET-00820 ESI Equipment Inc., 119 Keystone Drive, Montgomeryville, Pennsylvania 18936-9638;

#17-FLEET-00811 Fire-Dex LLC, 780 South Progress Drive, Medina, Ohio 44256 (Including authorized vendors and distributors);

#17-FLEET-00807 Firefighter One LLC, 34 Wilson Drive, Sparta New Jersey 07871;

#17-FLEET-00809 HAIX North America Inc., 2320 Fortune Drive, Suite 120, Lexington, Kentucky 40509 (Including authorized vendors and distributors);

#17-FLEET-00822 Stanfield's Limited, 1 Logan Street, Truro, Nova Scotia, B2N 5C2 Canada (Including authorized vendors and distributors),

to provide Firefighter Protective Clothing And Equipment, for the period commencing June 15, 2019 through June 14, 2023, inclusive of any extensions by the State.

2. The utilization of these contracts are ratified from June 15, 2019 to the date of adoption of this authorizing resolution.
3. All purchases, Purchase Orders and other related documentation shall be in accordance with the relevant State Contract, New Jersey Standard Terms and Conditions, Method of Operation and Third Party Agreement, if applicable, as contained in the State Contract documentations and agreements.
4. There shall be no amendment of this resolution without the approval of the Municipal Council.
5. There shall be no advance payment on this State Contract in accordance with N.J.S.A. 40A: 5-16. Funds for purchases each year of this contract are contingent upon appropriations; pursuant to N.J.A.C. 5:30-5.5(c).
6. This contract is awarded as an open-ended contract under N.J.A.C. 5:30-5.3(c). Thus pursuant to N.J.A.C. 5:30-5.5(d)(2), a Certification of the Availability of Funds shall be executed by purchase order each time an order is placed and charged against this contract. This contract shall not exceed Three Million Dollars and Zero Cents (\$3,000,000.00).
7. This contract complies with Local Pay-to-Play, N.J.S.A. 19:44A-20.5 as a State Contract award and constitutes a fair and open procedure.
8. The Purchasing Agent shall file a duly executed copy of the contract in the Office of the City Clerk.
9. 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 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 usage of the State Contracts awarded to All Hands Fire Equipment, Continental Fire & Safety, Draeger Safety Inc., Elkhart Brass Manufacturing Company, LLC., ESI Equipment Inc., Fire-Dex LLC, Firefighter One LLC, HAIX North America Inc., Stanfield's Limited, and all authorized dealers/distributors, to purchase Firefighter Protective Clothing and Equipment, for the period commencing on June 15, 2019 through June 14, 2023, inclusive of any extensions by the State, at a contract amount not to exceed \$3,000,000.00.

