



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 23-0376, Version: 1

Dept/ Agency: Administration/Division of Central Purchasing

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

Type of Service: Use of State Contract(s) #20-FLEET-01387, under T2007 Sport Utility Vehicles, Gasoline/Hybrid/Electric

Purpose: To purchase six (6) 2022 or newer Ford Edge SE 4WD.

Entity Name(s)/Address(s): Hertrich Fleet Services, Inc., 1427 Bay Road, Milford, Delaware 19963

Contract Amount: Not to exceed \$214,996.80

Funding Source: 2019, 2021 and 2022 Budgets/Office of Violence Prevention NW051-G22-A22G0-71280/Department of Water and Sewer Utilities/NW037-756-7565-94340-B2021/Department of Recreation and Cultural Affairs and Senior Services/NW026-46160-B2022/Department of Economic and Housing Development/NW051-G19-94130-B2019

Contract Period: Upon approval of Municipal Council through February 18, 2024, inclusive of any extension 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

Additional Information:

This contract will provide for the purchase of six (6) 2022 or newer Ford Edge SE 4WD for the Office of Violence Prevention, the Departments of Water and Sewer Utilities, Recreation, Cultural Affairs and Senior Services, and Economic and Housing Development.

WHEREAS, the City of Newark, through its Qualified Purchasing Agent (the "City"), wishes to utilize State Contract #20-FLEET-01387, under T2007 Sport Utility Vehicles, Gasoline/Hybrid/Electric to purchase six (6) 2022 or newer Ford Edge SE 4WD for the Office of Violence Prevention, Departments of Water and Sewer Utilities, Recreation, Cultural Affairs and Senior Services, and Economic and Housing Development; and

WHEREAS, the purchase of goods/services by local contracting units are 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 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 State Contract #20-FLEET-01387, under T2007 Sport Utility Vehicles, Gasoline/Hybrid/Electric to purchase six (6) 2022 or newer Ford Edge SE 4WD for the Office of Violence Prevention, Departments of Water and Sewer Utilities, Recreation, Cultural

Affairs and Senior Services, and Economic and Housing Development from state awarded vendor Hertrich Fleet Services, Inc., 1427 Bay Road, Milford Delaware 19963, upon approval of this Resolution by the Municipal Council through February 18, 2023, inclusive of extensions by the State; and

WHEREAS, usage of this contract will provide six (6) 2022 or newer Ford Edge SE 4WD for the Department of Water and Sewer Utilities at a cost not to exceed Two Hundred Fourteen Thousand Nine Hundred Ninety-six Dollars and Eighty Cents (\$214,996.80).

WHEREAS, in the event the vehicles are unavailable, the departments are authorized to purchase similar vehicles at the same not to exceed amount of Two Hundred Fourteen Thousand Nine Hundred Ninety-six Dollars and Eighty Cents (\$214,996.80) or less under use of State Contract #T2007 Sport Utility Vehicles.

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 Mayor and/or his designees, the Qualified Purchasing Agent and/or the Business Administrator, are authorized to utilize State Contract #20-FLEET-01387, under T2007 Sport Utility Vehicles, Gasoline/Hybrid/Electric to purchase six (6) 2022 or newer Ford Edge SE 4WD for the Office of Violence Prevention, Departments of Water and Sewer Utilities, Recreation, Cultural Affairs and Senior Services, and Economic and Housing Development, from State awarded vendor Hertrich Fleet Services, Inc., 1427 Bay Road, Milford, Delaware 19963 for the period commencing upon approval of this Resolution by the Municipal Council through February 18, 2024, inclusive of extensions by the State.
2. All 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.
3. There shall be no amendments 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.
5. Attached hereto are the requisitions and proof of encumbered funds for the Department of Water and Sewer Utilities encumbered from Funding Sources Office of Violence Prevention NW051-G22-A22G0-71280; Department of Water and Sewer Utilities NW037-756-7565-94340-B2021; Department of Recreation and Cultural Affairs and Senior Services NW026-46160-B2022 and Department of Economic and Housing Development NW051-G19-94130-B2019. This contract shall not exceed Two Hundred Fourteen Thousand Nine Hundred Ninety-six Dollars and Eighty Cents (\$214,996.80).
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 Process.

7. The Division of Central Purchasing shall file a duly executed copy of the contract in the Office of the City Clerk, if applicable.
8. If required by state law, the Acting City Clerk shall provide the appropriate Notice of 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 designees, the Qualified Purchasing Agent and/or the Business Administrator to utilize State Contract #20-FLEET-01387, under T2007 Sport Utility Vehicles, Gasoline/Hybrid/Electric to purchase six (6) 2022 or newer Ford Edge SE 4WD for the Office of Violence Prevention, Departments of Water and Sewer Utilities, Recreation, Cultural Affairs and Senior Services, and Economic and Housing Development, from State awarded vendor, Hertrich Fleet Services, Inc., 1427 Bay Road, Milford, Delaware 19963 for the period commencing upon approval of this Resolution by the Municipal Council through February 18, 2024, inclusive of extensions by the State, at a cost not to exceed Two Hundred Fourteen Thousand Nine Hundred Ninety-six Dollars and Eighty Cents (\$214,996.80).