

CITY COUNCIL

The City of Orange Township, New Jersey

DATE May 19, 2020

NUMBER 215-2020

TITLE:

(AMENDED)

A RESOLUTION AUTHORIZING THE AWARDING OF AN EMERGENCY CONTRACT BETWEEN THE CITY OF ORANGE TOWNSHIP AND GEMMA SUITS DBA MASK SUPPLY STORE, 11 MIDDLE NECK ROAD, SUITE 300, GREAT NECK, NEW YORK 11021 FOR PERSONAL PROTECTION EQUIPMENT IN AN AMOUNT NOT TO EXCEED \$450,000.00.

WHEREAS, the emergency appropriation is being made to meet a pressing need for public expenditure to protect and promote the public health, safety and welfare of the citizens of the City of Orange Township; and

WHEREAS, on March 9, 2020 Governor Murphy, through Executive Order No. 103, issued a state of emergency due to the COVID-19 Pandemic; and

WHEREAS, in response to COVID-19 Coronavirus Pandemic, personal protection equipment will be needed for the safety of protecting the residents, as well as first responders of The City of Orange Township; and

WHEREAS, N.J.S.A. 40A:11-6. Emergency Contracts, any contract may be negotiated or awarded for a contracting unit without public advertising for bids and bidding therefore, notwithstanding that the contract price will exceed the bid threshold, when an emergency affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services; and

WHEREAS, the Qualified Purchasing Agent is satisfied that an emergency exists and recommends that a contract be awarded Gemma Suits dba Mass Supply Store; and

WHEREAS, the availability of funds is provided through an emergency appropriation.

NOW, THEREFORE, BE IT RESOLVED THAT the Municipal Council of the City of Orange Township be and hereby authorizes the awarding of an emergency contract in the amount not to exceed of \$450,000.00 to Gemma Suits dba Mask Supply Store, 11 Middle Neck Road, Great Neck, New York 11021 for personal protection equipment in response to the COVID-19 Pandemic under the emergency provisions established by N.J.S.A. 40A:11-6.

BE IT FURTHER RESOLVED that this contract is awarded without competitive bidding as an "Emergency Contract" in accordance with N.J.S.A. 40A:11-6 of the Local Public Contracts Law because an emergency affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services.

BE IT FURTHER RESOLVED that notice of this action shall be printed once a City of Orange Township designated publication as required by law within ten (10) days of its passage.

Adopted:

Joyce L. Lanier
City Clerk

Tency A. Eason
Council President

Vaughn Parchment on behalf of the City Attorney

CITY ATTORNEY

MASK SUPPLY

WHOLESALE FACE MASK SUPPLIER

From MaskSupply.store
11 Middle Neck Rd Suit 300
Great Neck, NY 11021

Date May 13 2020
Proposal # 18181

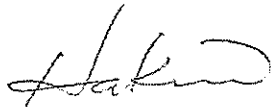
To City Of Orange Township
Police Department
29 Park St.
Orange, NJ 07050

12	Biweekly shipments of 12,500 KN 95 masks per shipment	\$3.00 Each	\$37,500 per shipment	\$450,000 for contract
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each Shipment will be done with 13 different airway bills
12 shipments of 1000 + 1 shipment of 500 masks

payment a few days after receipt of each shipment

Fred Hakim



Mask Supply Store
President

MASK SUPPLY: 11 MIDDLE NECK RD SUITE 300 GREAT NECK, NY 11021
INFO@MASKSUPPLY.STORE

JUSTIA

Laws & Legal Resources.

[View the 2018 New Jersey Revised Statutes](#) | [View Previous Versions of the New Jersey Revised Statutes](#)

2013 New Jersey Revised Statutes Title 40A - MUNICIPALITIES AND COUNTIES Section 40A:11-6 - Emergency contracts.

Universal Citation: NJ Rev Stat § 40A:11-6 (2013)

40A:11-6 Emergency contracts.

6. Emergency contracts. Any contract may be negotiated or awarded for a contracting unit without public advertising for bids and bidding therefor, notwithstanding that the contract price will exceed the bid threshold, when an emergency affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services; provided that the awarding of such contracts is made in the following manner:

a. The official in charge of the agency wherein the emergency occurred, or such other officer or employee as may be authorized to act in place of that official, shall notify the

purchasing agent, a supervisor of the purchasing agent, or a designated representative of the governing body, as may be appropriate to the form of government, of the need for the performance of a contract, the nature of the emergency, the time of its occurrence and the need for invoking this section. If that person is satisfied that an emergency exists, that person shall be authorized to award a contract or contracts for such purposes as may be necessary to respond to the emergent needs. Such notification shall be reduced to writing and filed with the purchasing agent as soon as practicable.

b. Upon the furnishing of such goods or services, in accordance with the terms of the contract, the contractor furnishing such goods or services shall be entitled to be paid therefor and the contracting unit shall be obligated for said payment. The governing body of the contracting unit shall take such action as shall be required to provide for the payment of the contract price.

c. The Director of the Division of Local Government Services in the Department of Community Affairs shall prescribe rules and procedures to implement the requirements of this section.

d. The governing body of the contracting unit may prescribe additional rules and procedures to implement the requirements of this section.

L.1971,c.198,s.6; amended 1975, c.353, s.5; 1977, c.53, s.3; 1979, c.350, s.3; 1985, c.60, s.3; 1985, c.469, s.8; 1999, c.440, s.10.

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