

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
RESOLUTION NO. 17-161**

**A RESOLUTION ACCEPTING BIDS AND AWARDING CONTRACT
FOR INSTALLATION AND REPAIR OF WATER AND SEWER MAINS
FORCE ACCOUNT 2017-2020**

Councilwoman Schwabenbauer offered the following resolution and moved its approval:

WHEREAS, on June 9, 2017, bids were received for the Borough's Contract for Installation and Repair of Water and Sewer Mains Force Account 2017-2020, as follows:

1)	Karl Deigert Enterprises, Inc.	\$74,790.00
2)	Youngs Water and Sewer, Inc.	\$112,910.00
3)	Mark Wozczak Mechanical Contractors	\$175,485.00
4)	J.F. Kiely Construction Co.	\$333,592.50

WHEREAS, the Borough's Department of Utilities has reviewed the bids received from the aforementioned contractors; and

WHEREAS, the Borough's Department of Utilities has advised that the second-lowest bidder, Youngs Water and Sewer, Inc., failed to submit a bid bond in accordance N.J.S.A. 40A:11-21, which is a fatal defect pursuant to N.J.S.A. 40A:11-23.2; and

WHEREAS, the apparent low bid submitted by Karl Deigert Enterprises, Inc. did not provide reasonable costs for relatively standard materials and labor items, and therefore, cannot be considered a responsive bid; and

WHEREAS, the apparent low bid submitted by Karl Deigert Enterprises, Inc. failed to provide a Statement of Experience & Qualifications that would indicate the company's qualifications and expertise in performing municipal public works projects; and

WHEREAS, given the combination of clearly erroneous pricing on standard items and general lack of other similar and/or relevant experience, Karl Diegert Enterprises, Inc. cannot be considered a responsible bidder; and

WHEREAS, the next-lowest responsive bid was received from Mark Wozczak Mechanical Contractors in the amount of \$175,485.00,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that the above-described bid received from Mark Wozczak Mechanical Contractors for the Borough's Contract for Installation and Repair of Water and Sewer Mains Force Account 2017-2020 is hereby accepted in accordance with the recommendation of the Borough's Department of Utilities.

BE IT FURTHER RESOLVED that the Mayor and Clerk are authorized and requested to sign and deliver applicable contract(s) on behalf of the Borough of Red Bank.

BE IT FURTHER RESOLVED that the Clerk forward a certified true copy of this resolution to Mark Wozczak Mechanical Contractors; to the Borough Engineer; and to the unsuccessful bidders.

Seconded by Councilman Zipprich and approved on roll call by the following vote:

	Yes	No	Abstain	Absent
Councilman Yngstrom	(x)	()	()	()
Councilman Zipprich	(x)	()	()	()
Councilwoman Horgan	(x)	()	()	()
Councilwoman Schwabenbauer	(x)	()	()	()
Councilman Taylor	(x)	()	()	()
Councilman Whelan	(x)	()	()	()

Dated: July 12, 2017

I hereby certify the above to be a true copy of a resolution adopted by the Council of the Borough of Red Bank, in the County of Monmouth, at a meeting held on July 12, 2017.

Pamela Borghi, Municipal Clerk