

**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.