

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 11-52

**RESOLUTION ACCEPTING BID FROM AND AWARDING CONTRACT
TO CARUSO EXCAVATING, INC. FOR THE BODMAN PLACE
PUMP STATION FORCE MAIN AND TRUNK LINE REPAIR**

Mr. Ziprich offered the following resolution and moved its adoption:

WHEREAS, on February 23, 2011, sealed bids were received for the Bodman Place Pump Station Force Main and Trunk Line Repair; and

WHEREAS, B&B Construction, LLC was the lowest bidder, but upon review of the proposal, it was determined that the bid contained a material defect rendering the bid nonresponsive; and

WHEREAS, in light of the defect in the B&B bid, Caruso was the lowest responsible bidder; and

WHEREAS, Caruso Excavating, Inc. submitted the lowest responsible bid in the amount of \$299,992.00 and its bid was fully compliant with the specifications in all material aspects; and

WHEREAS, funds are available for this purpose as certified by the Chief Financial Officer as demonstrated by the attached certification in account no(s). W-06-55-529-498;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that the bid submitted by Caruso Excavating, Inc. is hereby accepted in an amount not to exceed \$299,992.00; and

BE IT FURTHER RESOLVED that award of this contract is contingent upon approval by and compliance with any and all applicable regulations and requirements of the State of New Jersey and/or the United States of America, or any of their agencies, to the extent any such approval or compliance is applicable;

BE IT FURTHER RESOLVED that the Mayor and Clerk are authorized and requested to sign and deliver these contracts on behalf of the Borough of Red Bank;

BE IT FURTHER RESOLVED that the Clerk forward a certified true copy of this resolution to Caruso Excavating, Inc., P.O. Box 2043, Ocean, NJ 07712 and to all unsuccessful bidders.

Seconded by Mr. Murphy and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Ms. Lewis	()	()	()	(x)
Mr. Ziprich	(x)	()	()	()
Mr. DuPont	()	()	()	(x)
Ms. Horgan	(x)	()	()	()
Ms. Lee	(x)	()	()	()
Mr. Murphy	(x)	()	()	()

Dated: February 28, 2011