

**BOROUGH OF RED BANK**  
**COUNTY OF MONMOUTH**  
**RESOLUTION NO. 09-83**

**A RESOLUTION AWARDING A CONTRACT TO A.C. SCHULTES, INC.**  
**RELATED TO THE CHESTNUT STREET WELL REHABILITATION PROJECT**

Ms. Lee offered the following resolution and moved its adoption:

**WHEREAS**, on February 9, 2009 and February 23, 2009, the Mayor and Council rejected all bids for the Chestnut Street Well Rehabilitation Project, based upon bid specifications prepared by the Borough Engineer, because on both such occasions the bids received, \$135,000.00 and \$144,000.00, respectively, were in excess of the pre-bid estimates prepared by the Engineer; and

**WHEREAS**, also on February 23, 2009, the Borough Engineer was authorized to negotiate a contract to accomplish the work required in accordance with the specifications; and

**WHEREAS**, the Borough Engineer has negotiated a contract with A.C. Schultes, Inc., with a base contract price of \$98,000.00 plus a contingency price \$2,200.00 per day, in the event that the well cannot be redeveloped within twelve (12) days under the base contract, and recommended that it be accepted; 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-06-55-527-498;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Red Bank that a contract be awarded under the following terms and conditions:

1. The total contract price, including contingent work, shall not exceed \$120,000.00;
2. A maximum of ten (10) days of additional work under the contingency price (*i.e.*, no more than \$22,000.00) is hereby authorized;
3. No contingent or additional work within the above-stated contract price shall be performed without the express consent and authorization of the Borough Engineer;
4. No other contingent or additional work beyond the above-stated ten (10) day limitation is authorized without further approval by the Mayor and Council.

**BE IT FURTHER RESOLVED**, that a copy of this resolution shall be sent to the Borough Engineer and to A.C. Schultes, Inc. 664 S. Evergreen Avenue, Woodbury Heights, NJ 08097.

Seconded by Ms. Horgan and adopted on roll call by the following vote:

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

Dated: March 9, 2009