

**RESOLUTION NO. 58-15**

**THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY**

**June 22, 2015**

**Resolution Rejecting Bids for Stormwater Detention Basin Retrofit and Proposed Bioretention Basins at Moses Milch Drive Project**

**WHEREAS**, the Brick Township Municipal Utilities Authority (the "Authority") has solicited bids for the Stormwater Detention Basin Retrofit and Proposed Bioretention Basin at Moses Milch Drive Project; and

**WHEREAS**, bids for the Contract have been solicited by the Authority in conformance with the provisions of the New Jersey Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

**WHEREAS**, bids were submitted in response to the bid solicitation, as follows:

1. Down to Earth Landscaping, Inc. \$436,246.00
2. Earthworks, Inc. \$461,894.00
3. James R. Ientile, Inc. \$568,010.00
4. Earle Asphalt Company \$612,913.13
5. Sanitary Construction Company \$647,214.00
6. Enviroscapes, Inc. \$632,839.00
7. The Dawson Corporation \$664,962.00
8. The Yannuzzi Group \$743,634.30

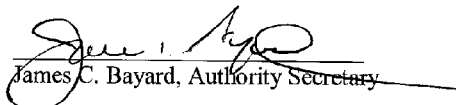
**WHEREAS**, N.J.S.A. 40A:11-13.2 provides the basis upon which a contracting unit may reject all bids, including when the lowest bid substantially exceeds the cost estimates for the goods or services; and/or substantially exceeds the contracting units' appropriation for the goods or services.

**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Brick Township Municipal Utilities Authority as follows:

1. The Authority rejects all bids submitted for the Stormwater Detention Basin Retrofit and Proposed Bioretention Basin at Moses Milch Drive Project; All Bids submitted are substantially in excess of the Authority's cost estimate and appropriation for the goods and services for completion of the project.
2. The Commissioners authorize staff, in consultation with its professionals, to review the bid documentation and determine whether new bids should be solicited; or that the specifications should be substantially revised; and/or whether the Authority can utilize a state authorized contract pursuant to N.J.S.A. 40A:11-12.
3. The Authority authorizes and directs the Chairman, Executive Director, and Secretary to execute any and all necessary documents in order to implement the intent of this Resolution.
4. A certified copy of this Resolution shall be forwarded by the Secretary of the Authority to the following:
  - A. George Cevasco, Chairman
  - B. James F. Lacey, Executive Director
  - C. James Maggio, Director Water Quality
  - D. Nicholas C. Montenegro, Esquire
  - E. All Bidders

**CERTIFICATION**

I hereby certify that the foregoing Resolution was duly adopted at a Regular Meeting of the Brick Township Municipal Utilities Authority, County of Ocean, State of New Jersey, held on Monday, June 22, 2015.

  
James C. Bayard, Authority Secretary