

RESOLUTION NO. 28-18

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

February 22, 2018

A Resolution for Approving and Authorizing Award of Contract to Down to Earth Landscaping, Inc. in the amount of \$240,682.00 for the Lake Carasaljo Stormwater Improvements Project (Contract No. 797101B)

WHEREAS, the Brick Township Municipal Utilities Authority (hereinafter referred to as the "Authority") has solicited bids for the Lake Carasaljo Stormwater Improvements Project (Contract No. 797101B) (the "Stormwater Improvements 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:

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|--------------------------------------|--------------|
| 1. Down to Earth Landscaping, Inc. | \$240,682.00 |
| 2. Lucas Construction Group, Inc. | \$343,343.00 |
| 3. Mathis Construction Company, Inc. | \$397,480.00 |
| 4. Earthworks, Inc. | \$574,760.00 |

WHEREAS, submitted bids have been reviewed by the Authority's Consulting Engineer for the Contract, Jeromie Lange, P.E., P.P., of Maser Consulting; the Authority's Director of Water Quality, Joseph Maggio, P.E.; and the Authority's Counsel, Ben A. Montenegro, Esq.; and

WHEREAS, the Authority's Consulting Engineer for the Contract Jeromie Lange, P.E., P.P., Maser Consulting; and the Authority's Director of Water Quality, Joseph Maggio, P.E.; are recommending the award of this Contract to Down to Earth Landscaping, Inc., the lowest bidder, in the amount of \$240,682.00; and

WHEREAS, Brick Utilities' Chief Financial Officer, John Clifford, has advised Brick Utilities that sufficient funds for the payment of \$240,682.00 do exist for Project No. 797101B; and

WHEREAS, this project is grant funded by NJDEP Grant No. RP13-026; and

NOW, THEREFORE, BE IT RESOLVED this 22nd day of February, 2018, by the Brick Township Municipal Utilities Authority as follows:

1. The Stormwater Improvements Project (Contract No. 797101B) is hereby awarded to the low bidder, Down to Earth Landscaping, Inc., in the amount of \$240,682.00 subject to all conditions outlined in the Notice to Bidders, Specifications and Contract documents; and

2. The Authority's Consulting Engineer for the Contract, Jeromie Lange, P.E., P.P., has recommended to the Authority that Down to Earth Landscaping, Inc. as the low bidder be awarded the Contract; and

3. The Authority's Director of Water Quality for the Contract, Joseph Maggio, P.E., is authorized to return the bid bonds and other security received from the unsuccessful bidders within three (3) days after the execution of the contract and to notify all bidders of the award of the contract; and

4. The Authority authorizes and directs the Chairman and Secretary to execute any and all necessary documents in order to implement the intent of this Resolution subsequent to the execution of same by Down to Earth Landscaping, Inc., 705 Wright Debow Road, Jackson, NJ 08527; and

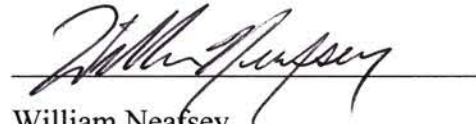
5. A certified copy of this Resolution shall be forwarded by the Administrative Secretary of the Authority to the following:

- A. Gregory M. Flynn, Chairman
- B. William Neafsey, Secretary
- C. Chris A. Theodos, P.E., P.P., C.M.E., C.P.W.M., C.F.M., Executive Director

- D. John Clifford, C.F.O.
- E. Joseph Maggio, P.E., Director of Water Quality
- F. Jeromie, Lange, P.E., P.P., Maser Consulting
- G. Ben A. Montenegro, Esquire
- H. Down to Earth Landscaping, Inc.

CERTIFICATION

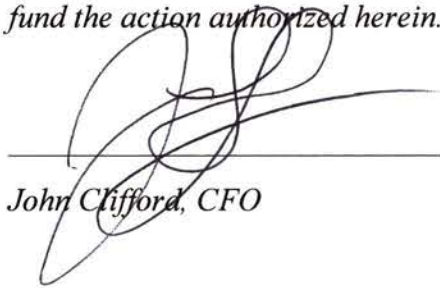
I certify that the foregoing Resolution was duly adopted by the Brick Township Municipal Utilities Authority at a meeting held on the 22nd day of February, 2018, a quorum being present and voting in the majority.



William Neafsey
Authority Secretary

CFO Certification of Funds

I certify that sufficient funds exist within the Authority's Capital Project No. 797101B to fund the action authorized herein.



John Clifford, CFO