

RESOLUTION NO. 33-18

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

March 29, 2018

Resolution Rejecting Bids for Floodproofing Equipment for Riverside Drive and Drum Point Road Wastewater Pump Stations – Contract No. 715001

WHEREAS, the Brick Township Municipal Utilities Authority (the “Authority”) has solicited bids for the Floodproofing Equipment for Riverside Drive and Drum Point Road Wastewater Pump Stations; 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 et seq., and

WHEREAS, one bid was submitted in response to the bid solicitation, as follows:

<u>Contractor</u>	<u>Bid</u>
1. Smart Vent Products, Inc.	\$72,209.14

WHEREAS, N.J.S.A. 40A:11-23.2 sets forth statutory items considered mandatory non-waivable defects requiring rejection of a low bidder submission; and

WHEREAS, the low bidder’s (Smart Vent Products, Inc.) submission contained material non-waivable defects, mandating rejection and leaving the Authority with no responsive bids;

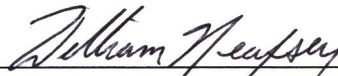
NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the Brick Township Municipal Utilities Authority as follows:

1. The Authority rejects the low bid for the Floodproofing Equipment for Riverside Drive and Drum Point Road Wastewater Pump Stations – Contract No. 715001, as containing material non-waivable defects pursuant to N.J.S.A. 40A:11-23.2.
2. The Commissioners authorize staff, in consultation with its professionals to review the bid documentation and determine in their discretion whether to immediately re-bid; 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. Gregory M. Flynn, Chairman;
- B. Chris A. Theodos, Executive Director;
- C. William Neafsey, Authority Secretary
- C. Stephen T. Specht, Deputy Executive Director;
- D. Nicholas C. Montenegro, Esquire; and
- 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 Thursday, March 29, 2018.



WILLIAM NEAFSEY
Authority Secretary

Prepared by:

**MONTENEGRO, THOMPSON,
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