

RESOLUTION NO. 20-24

**BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
March 27, 2024**

A Resolution Rejecting Bids for Water Treatment Chemicals- Carbon Dioxide

WHEREAS, the Brick Township Municipal Utilities Authority (hereinafter referred to as the “Authority”) has solicited bids for the supply of Water Treatment Chemical- Carbon Dioxide for Fiscal Year 2024/2025 [April 1, 2024 to March 31, 2025]; 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 received February 15, 2024 in response to the bid solicitation, by the following bidders:

- A. Airgas USA, LLC
- B. Linde, Inc.

WHEREAS, both bids submitted have been deemed non-responsive, as they include material defects; and

WHEREAS, bids were previously solicited for the supply of all required water treatment chemicals for Fiscal Year 2024/2025 [April 1, 2024 to March 31, 2025] and no bids were received for the supply of Carbon Dioxide, as set forth in Resolution No. 19-24; and

WHEREAS, after bids have been advertised on two occasions and no responsive bids have been received, the Authority has the ability to negotiate and award a contract pursuant to N.J.S.A. 40A:11-5(3); and

NOW, THEREFORE, BE IT RESOLVED this 27th day of March, 2024, by the Brick Township Municipal Utilities Authority as follows:

1. The Authority rejects the bids submitted by Airgas USA, LLC and Linde, Inc. for Water Treatment Chemicals- Carbon Dioxide as non-responsive, with material defects.
2. The Commissioners authorize staff, in consultation with its professionals to review the bid documentation and to attempt to negotiate and award a contract pursuant to N.J.S.A. 40A:11-5(3).
3. The Authority authorizes and directs the Authority Chair, Executive Director and Authority Secretary to execute any and all necessary documents in order to implement the intent of this Resolution.
4. A copy of this Resolution shall be forwarded by the Administrative Secretary of the Authority to the following:
 - a. Paul Mummolo, Authority Chair
 - b. Michael Blandina, Vice Chair
 - c. Chris A. Theodos, PE, PP, CME, CPWM, CFM, Executive Director
 - d. Joseph Maggio, P.E., Director of Water Quality
 - e. John Clifford, C.F.O.
 - f. Nicholas C. Montenegro, Esquire
 - g. Airgas USA, LLC
 - h. Linde, Inc.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Brick Township Municipal Utilities Authority at a meeting held on the 27th day of March, 2024, a quorum being present and voting in the majority.


Thomas C. Curtis
Authority Secretary