



Legislation Details (With Text)

File #: 23-1535 **Version:** 1 **Name:** Resolution: Extension Request from Entity- Construction of the Local Freight Impact Fund -19- Doremus Avenue Port Newark Connect

Type: Resolution **Status:** Adopted

File created: 9/21/2023 **In control:** Engineering

On agenda: 11/1/2023 **Final action:** 11/1/2023

Title: Dept/ Agency: Engineering
 Action: Ratifying Authorizing Amending
 Type of Service: Extension Request
 Purpose: To request an extension from NJDOT for the construction of Local Freight Impact Fund-19 - Doremus Avenue Port Newark Connect Project.
 Entity Name: New Jersey Department of Transportation (NJDOT)
 Entity Address: P.O. Box 600, Trenton, New Jersey 08625
 Contract Amount: \$1,648,513.00
 Funding Source: Local Freight Impact Fund
 Contract Period: Fiscal Year 2019
 Contract Basis: Bid State Vendor Prof. Ser. EUS
 Fair & Open No Reportable Contributions RFP RFQ
 Private Sale Grant Sub-recipient n/a
 Additional Information:
 This Resolution ratifies and authorizes the City of Newark to request an extension from NJDOT to allow the City of Newark additional time to bid, award a contract, and secure additional funding for the Local Freight Impact Fund-19, Doremus Avenue Port Newark Connect Project, extending the award deadline from January 18, 2023 to July 18, 2023.

Sponsors: Council of the Whole

Indexes:

Code sections:

Date	Ver.	Action By	Action	Result
11/1/2023	1	Municipal Council		

Dept/ Agency: Engineering
Action: Ratifying Authorizing Amending
Type of Service: Extension Request
Purpose: To request an extension from NJDOT for the construction of Local Freight Impact Fund-19 - Doremus Avenue Port Newark Connect Project.
Entity Name: New Jersey Department of Transportation (NJDOT)
Entity Address: P.O. Box 600, Trenton, New Jersey 08625
Contract Amount: \$1,648,513.00
Funding Source: Local Freight Impact Fund
Contract Period: Fiscal Year 2019
Contract Basis: Bid State Vendor Prof. Ser. EUS
 Fair & Open No Reportable Contributions RFP RFQ
 Private Sale Grant Sub-recipient n/a
Additional Information:

This Resolution ratifies and authorizes the City of Newark to request an extension from NJDOT to allow the City of Newark additional time to bid, award a contract, and secure additional funding for

the Local Freight Impact Fund-19, Doremus Avenue Port Newark Connect Project, extending the award deadline from January 18, 2023 to July 18, 2023.

WHEREAS, the State of New Jersey Department of Transportation (“NJDOT”) State Aid to Counties and Municipalities, Local Freight Impact Fund (LFIF-19) provides grant funding for the improvement and construction of local, municipal, and county road and bridge projects; and

WHEREAS, on January 9, 2019, the Director of the Department of Engineering, on behalf of the City of Newark (the “City”), submitted LFIF-2019-Doremus Avenue Port Newark Connect-00042 application electronically to NJDOT requesting grant funding; and

WHEREAS, on February 13, 2019, the Municipal Council adopted Resolution 7R3-a(S) ratifying and authorizing the Director of the Department of Engineering to apply for, accept, and enter into and execute grant documents for a grant award for LFIF-2019-Doremus Avenue Port Newark Connect-00042, NJDOT; and

WHEREAS, on July 18, 2019, NJDOT announced that the City was selected to receive a grant award in the amount of **One Million Six Hundred Forty-Eight Thousand Five Hundred Thirteen Dollars and Zero Cents** (\$1,648,513.00), for the construction of LFIF-2019-Doremus Avenue Port Newark Connect-00042 (hereinafter the “Project”); and

WHEREAS, NJDOT required the City to bid and award the contract for construction of the Project, within thirty-six (36) months of the announcement of the receipt of a grant award, which fell on July 18, 2022; and

WHEREAS, due to COVID-19-related restrictions, limited staff, and NJDOT concerns that certain sidewalks of the Project are in close proximity to railroad tracks, the City was unable to secure the required permits necessary to go forward with the procurement process, resulting in a delay of the bid and award of the contract for the Project, on or before the July 18, 2022 deadline; and

WHEREAS, on June 2, 2022, the City filed for an extension of the deadline from July 18, 2022 to January 18, 2023; and

WHEREAS, on June 21, 2022, the Municipal Council adopted Resolution 7R4-a (as) authorizing the Extension Request from NJDOT; and

WHEREAS, on July 5, 2022, NJDOT approved the request of the City of Newark for an extension of the time from July 18, 2022 to January 18, 2023, for the award of the contract; and

WHEREAS, on January 31, 2023, the City held a bid opening for the LFIF-19-Doremus Avenue Newark Port Connect-00042 project; and

WHEREAS, based on a review of the bids, the Acting Director of the Department of Engineering desires to accept the bid proposal submitted by the lowest responsive and responsible bidder, Rockborn Trucking and Excavation Inc., 12 Taylor Road, Wharton, New Jersey 07885, and execute Contract #2022-04, LFIF-19 Doremus Avenue Newark Port, for the total bid amount not to exceed **Four Million Two Hundred Forty-Seven Thousand Nine Hundred Forty-Five Dollars (\$4,247,945.00)**; and

WHEREAS, the lowest responsive responsible bid from Rockborn Trucking and Excavation Inc. exceeded the LFIF-19 grant received from NJDOT by **Two Million Five Hundred Ninety-Nine Thousand Four Hundred Thirty-Two Dollars and Zero Cents (\$2,599,432.00)**; and

WHEREAS, due to the need for additional time to develop the **Two Million Five Hundred Ninety-Nine Thousand Four Hundred Thirty-Two Dollars and Zero Cents (\$2,599,432.00)** of funding for the project, the City wishes to request the second extension of the deadline from January 18, 2023, to July 18, 2023, to allow the City to award a contract for this project.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:

1. The Mayor of the City of Newark and/or his designee, the Director of the Department of Engineering are authorized to request an extension of the deadline from the New Jersey Department of Transportation (NJDOT), from January 18, 2023 to July 18, 2023, to allow the City to bid and award a contract for construction of LFIF-2019-Doremus Avenue Port Newark Connect-00042 project.
2. The Municipal Council hereby ratifies its authorization of this request from January 18, 2023 to the date of adoption of this authorizing Resolution.
3. All other terms and conditions of the grant award from the NJDOT of LFIF-2019-Doremus Avenue Port Newark Connect-00042 project shall remain in force and effect until the contract is completed.

STATEMENT

This Resolution ratifies and authorizes the Mayor of the City of Newark and/or his designee, the Acting Director of the Department of Engineering, to request an extension of the deadline from the New Jersey Department of Transportation (NJDOT), from January 18, 2023 to July 18, 2023, to allow the City of Newark additional time to bid, award a contract, and secure additional funding for construction of LFIF-2019-Doremus Avenue Port Newark Connect-00042 project.