

City of Newark

City Hall 920 Broad Street Newark, New Jersey 07102

Legislation Details (With Text)

12-2245	Version: 1	Name:		
Resolution		Status:	Filed	
11/19/2012		In control:	Engineering	
2/6/2013		Final action:	2/6/2013	
Action: () R Type of Service Purpose: Hand Entity Name: Entity Address: Contract Amore Funding Sour Contract Period Contract Basi (X) Fair & O () Private Sa Additional Info Bids Solicited Bids Received Bids Re-Solic Bids Received Bids Received Bids Received Bids Received Bids Received	Ratifying (X) Auce: Bid Contract k Aaron Park-Sit Berto Construct s: 625 Leesville punt: \$111,460.00 (ce: City of New Cod: One (1) years: (X) Bid () Sopen () No Reale () Grant (cormation: 2 d: 1 d: 1 d: 10 d: 3 d: 0	te Improvements ion Inc. Avenue, Rahway) vark Budget/Engir from the issuance tate Vendor () portable Contribu	Basketball Courts , New Jersey 07065 neering e of a Notice to Proceed Prof. Ser. () EUS tions () RFP () RFQ	
Contract #10	-2012(K)			
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File #: 12-2245, Version: 1

Bids Re-Solicited: 10 Bids Received: 3 Bids Rejected: 0

Contract #10-2012(R)

WHEREAS, on June 26, 2012, the Department of Engineering, City of Newark, advertised for the receipt of bids for Contract #10-2012 Hank Aaron Park-Site Improvements Basketball Courts, pursuant to the Local Public Contracts Laws, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, two (2) bids were solicited and on July 24, 2012, the advertised, scheduled date for the public opening of bids, one (1) bid was received; and

WHEREAS, after a review of the bid received, the City of Newark rejected the bid pursuant to N.J.S.A. 40A:11-13.2 (a), because the lowest bid substantially exceeded the cost estimated for the goods and services; and

WHEREAS, on June 13, 2012, the contractor was notified by certified mail and e-mail that a re-bid would take place and was invited to participate; and

WHEREAS, on September 17, 2012, the Department of Engineering advertised a re-bidfor the receipt of bids for Contract #10-2012R Hank Aaron Park-Site Improvements Basketball Courts; and

WHEREAS, ten (10) bids were re-solicited and on October 16, 2012, the advertised, scheduled date for the public opening of bids, three (3) bids were received; and

WHEREAS, Mikesell & Associates, the consultant retained by the City of Newark, recommends that the contract be awarded to Berto Construction Inc., 625 Leesville Avenue, Rahway, New Jersey 07065, the lowest numerical bidder; and

WHEREAS, the Director of the Department of Engineering has determined that it is in the best interest of the City of Newark to accept the bid proposal and execute Contract #10-2012R Hank Aaron Park-Site Improvements at Basketball Courts, with the lowest responsible bidder, Berto Construction Inc., 625 Leesville Avenue, Rahway, New Jersey 07065, for the Total Bid Amount of \$111,460.00 (One Hundred Eleven Thousand Four Hundred Sixty Dollars)(Base Bid of \$84,000.00 + Allowance \$5,000.00 + Alternates #1 \$3,500.00 #2 \$18,160.00, and #3 \$800.00, for a Total Bid Amount of \$111,460.00); and

WHEREAS, some of the major items of work to be performed pursuant to this contract are (i) repair/replace fence, (ii) repair/replace gates, (iii) concrete work, (iv) landscaping, (v) adjust basketball backboards and supports, (vi) modify basketball court striping, and (vii) nstall new benches, bleachers and a shed; and

WHEREAS, the public advertisement and the receipt of public bids and the award of the contract to the lowest responsible bidder, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., constitutes a fair and open process pursuant to the Local Pay- to -Play Law, N.J.S.A. 19:44A:20.5, et seq.

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

1. The Mayor and/or his designee, the Director of the Department of Engineering, is hereby authorized to accept the bid submitted by the lowest responsible bidder, Berto Construction Inc., 625 Leesville

Avenue, Rahway, New Jersey 07065, and execute Contract #10-2012R Hank Aaron Park-Site Improvements at Basketball Courts (located at Prince Street, Springfield Avenue, Mercer Street and Broome Street, Newark, New Jersey), for the Total Bid Amount of \$111,460.00 (One Hundred Eleven Thousand Four Hundred Sixty Dollars) (Base Bid of \$84,000.00 + Allowance \$5,000.00 + Alternates #1 \$3,500.00, #2 \$18,160.00, and #3 \$800.00).

- 2. Attached hereto is a certification of funds issued by the Chief Financial Officer, City of Newark, which states that there are available sufficient, legally appropriated funds in the amount of \$111,460.00 (One Hundred Eleven Thousand Four Hundred Sixty Dollars) for the purposes set forth herein. A copy of the certification of funds shall be filed in the Office of the City Clerk by the Director of Engineering together with this resolution.
- 3. This contract is being awarded pursuant to the fair and open procedures of the Pay-to-Play Law, N.J.S.A. 19:44A-20.5, et seq. and in accordance with the public bid procedures pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.
- 4. No modifications or amendments to this contract shall be allowed or authorized without prior Municipal Council approval.
- 5. There shall be no advance payments made against this contract in accordance with N.J.A.C. 40A:5-16.
- 6. A fully executed copy of the contract shall be filed in the Office of the City Clerk, by the Director of Engineering or his designee.
- 7. The term of this contract shall be one (1) year from the date a formal "Notice to Proceed" is issued by the Director of Engineering or his designee.
- 8. Funds for this contract in the amount of \$111,460.00 are provided from Fund: 027, Department: A08, Project: EU8L0, Account: 72090, Budget Year: B2008.

STATEMENT

A resolution authorizing the Mayor and/or his designee, the Director of the Department of Engineering, to award Contract #10-2012R Hank Aaron Park-Site Improvements at Basketball Courts (located at Prince Street, Springfield Avenue, Mercer Street and Broome Street, Newark, New Jersey), for the total amount of \$111,460.00 00 (One Hundred Eleven Thousand Four Hundred Sixty Dollars) (Base Bid of \$84,000.00 + Allowance \$5,000.00 + Alternates #1 \$3,500.00, #2 \$18,160.00, and #3 \$800.00) to the lowest responsible bidder, Berto Construction Inc., 625 Leesville Avenue, Rahway, New Jersey 07065.