



City of Newark

City Hall
920 Mayor Kenneth A.
Gibson Boulevard
Newark, New Jersey 07102

Legislation Text

File #: 24-0809, Version: 1

..Title

Dept/ Agency: Engineering

Action: () Ratifying (X) Authorizing () Amending

Type of Service: Bid Contract

Purpose: To award Newark Ironbound Roundabout Safety Improvements Federal Project.

Entity Name: Berto Construction, Inc.

Entity Address: 625 Leesville Avenue, Rahway, New Jersey 07065

Contract Amount: Not to exceed \$1,298,268.17

Funding Source: 2024 Budget/Department of Engineering/NW011, 110, 1107, A, 71980, B2024 and NW051, G24, E24H0, A, 71930, B2024

Contract Period: 112 consecutive calendar days from the date of the issuance of a formal Notice to Proceed

Contract Basis: (X) Bid () State Vendor () Prof. Ser. () EUS

() Fair & Open () No Reportable Contributions () RFP () RFQ

() Private Sale () Grant () Sub-recipient () n/a

Additional Information:

Bids Solicited: January 16, 2024, January 23, 2024 and January 30, 2024

Bids Received: Three (3)

Bids Rejected:

Bids Re-Solicited:

Bids Received:

The Grant Award was \$1,456,347.50.

Contract amount \$1,298,268.17 (\$1,246,120.97 for construction covered by grant and \$52,147.20 for "Traffic Director, Police", non- participating item).

The \$210,253.53 is being reserved for Change Orders.

..body

WHEREAS, the City of Newark, Department of Engineering, Division of Traffic and Signals (the "City"), advertised for receipt of bids on January 16, 2024, January 23, 2024 and January 30, 2024 for the Newark Ironbound Roundabout, Contract #2023-10 Newark Ironbound Roundabout Safety Improvements Federal project, Contract #2023-10; and

WHEREAS, on January 16, 2024, the City provided vendors who picked up a bid with Addendum #1; and

WHEREAS, on February 1, 2024, the City provided vendors who picked up a bid with Addendum #2; and

WHEREAS, on February 14, 2024, the City received three (3) bids for the Newark Ironbound Roundabout Safety Improvements Federal project, Contract #2023-10; and

WHEREAS, based on a review of the bids, the Director of the Department of Engineering desires to accept the bid proposal submitted by the lowest responsive and responsible bidder Berto Construction Inc., and execute Contract #2023-10, Newark Ironbound Roundabout Safety Improvements Federal Project for the total bid amount not to exceed One Million Two Hundred Ninety-Eight Thousand Two Hundred Sixty-Eight Dollars and Seventeen Cents (\$1,298,268.17).

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 Acting Director of the Department of Engineering, are hereby authorized on behalf

of the City of Newark to accept the bid proposal submitted by the lowest responsive and responsible bidder Berto Construction Inc., and execute Contract #2023-10, Newark Ironbound Roundabout Safety Improvements Federal Project for the total bid amount not to exceed One Million Two Hundred Ninety-Eight Thousand Two Hundred Sixty-Eight Dollars and Seventeen Cents (\$1,298,268.17).

2. Pursuant to N.J.A.C. 5:30-5.5(a), a Temporary Budget, attached hereto is a Certification of Funds issued by the Chief Financial Officer, which states funds in the amount of: \$1,456,374.50 are available from Business Unit NW051, Dept. G24, Div./Proj. E24H0, Activity A, Account# 71930, Budget Ref. B2024 for the construction and change orders; \$52,147.20 are available from Business Unit NW011, Dept. 110, Div./Proj. 1107, Activity A, Account# 71980, Budget Ref. B2024 for "Traffic Director, Police" non-participating by federal government items.

3. No changes to this contract are allowed without prior Municipal Council approval.

4. A fully executed copy of the contract shall be filed in the Office of the City Clerk by the Acting Director of the Department of Engineering.

5. This contract is to be completed within a period of 112 consecutive calendar days from the date of the issuance of a formal Notice to Proceed by the Acting Director of the Department of Engineering.

6. The public bidding process under the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., complies with the Fair and Open Process of the State of New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.5, et seq.

7. If required by State Law, the City Clerk shall provide the appropriate Notice of the Award of this contract to the State Comptroller, no later than twenty (20) business days following such award, in accordance with N.J.S.A. 52:15C-10 and the Notice of the Office of the State Comptroller dated May 7, 2008.

STATEMENT

This Resolution hereby authorizes the Mayor and/or his designee, the Acting Director of the Department of Engineering, to accept the bid proposal by the lowest responsive and responsible bidder Berto Construction Inc., and execute Contract #2023-10, Newark Ironbound Roundabout Safety Improvements Federal Project for the total bid amount not to exceed One Million Two Hundred Ninety-Eight Thousand Two Hundred Sixty-Eight Dollars and Seventeen Cents (\$1,298,268.17). This contract is to be completed within a period of 112 consecutive calendar days from the date of the issuance of a formal Notice to Proceed by the Acting Director of the Department of Engineering.