

RESOLUTION AUTHORIZING THE UNION TOWNSHIP BOARD OF EDUCATION TO REJECT THE BID OF NORTHEAST ROOFING MAINTENANCE, INC. AND ENTER INTO A CONTRACT WITH SAFEWAY CONTRACTING, INC. FOR THE REROOFING PROJECT OF SEVEN SCHOOL BUILDINGS WITHIN THE SCHOOL DISTRICT

WHEREAS, pursuant to the Public School Contracts Law, N.J.S.A. 18A:18A-1, et seq., the Union Township Board of Education (the “Board”) issued a Notice to Bidders for the furnishing of labor and materials for the reroofing of seven school buildings within the school district (the “Project”); and

WHEREAS, bids were received and publicly opened and read aloud on Wednesday, April 7, 2021; and

WHEREAS, eight (8) bids were received in a timely fashion for the above-referenced project; and

WHEREAS, the apparent numerically lowest bidder was Northeast Roofing Maintenance, Inc. (“Northeast”) with a bid of \$3,731,000.00, including all Alternatives; and

WHEREAS, as required by N.J.S.A. 18A:18A-18 and the bid specifications, Northeast failed to name and list its subcontractors for the trades of plumbing and gas fitting, heating and ventilations, and/or electrical work that is necessary for the Project and such failure is a material, non-waivable defect; and

WHEREAS, the Board has determined that it must reject the defective Northeast bid and instead enter into a contract with the next numerically lowest bidder; and

WHEREAS, the next numerically lowest bidder was Safeway Contracting, Inc. (“Safeway”) with a bid of \$3,874,750.00, including all Alternatives; and

WHEREAS, Safeway’s bid has been deemed the lowest responsible and responsive bid for the Project; and

WHEREAS, the bid price is within the Board’s budget and the Board has certified that adequate funds are available for the Project.

NOW, THEREFORE, BE IT RESOLVED, the Union Township Board of Education do hereby authorize the rejection of the Northeast Roofing Maintenance, Inc. bid for the furnishing of labor and materials for the project known as the Reroofing of Seven School Buildings in the amount of \$3,731,000.00 due to Northeast Roofing Maintenance, Inc.’s material, non-waivable defect for the failure to supply a list of subcontractors pursuant to the bid specifications and N.J.S.A. 18A:18A-18; and

BE IT FURTHER RESOLVED, that the Union Township Board of Education do hereby authorize the award of a contract for the furnishing of labor and materials for the project known as the Reroofing of Seven School Buildings in the amount of \$3,874,750.00 to Safeway Contracting, Inc.; and

BE IT FURTHER RESOLVED, that the Business Administrator, or her designee, is hereby authorized and directed to take all actions and execute all documents necessary to carry out the purpose of this Resolution; and

BE IT FURTHER RESOLVED, that the Interim Superintendent, or his or her designee, is authorized and directed to cause this Resolution to be filed and made available for inspection at the office of the Board.

Dated: May 11, 2021

Ronnie McDowell, Board President

CERTIFICATION OF AVAILABILITY OF FUNDS

I, Yolanda Koon, Business Administrator of the Union Township Board of Education, hereby certify that the funds required for the retention of Safeway Contracting, Inc. as set forth in the within resolution, are available to the Board of Education.

Dated: May 11, 2021

Yolanda Koon, Business Administrator