

RESOLUTION NO. 2010 - 123

**RESOLUTION OF THE TOWNSHIP OF BARNEGAT,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING THE CONTRACT FOR THE MEMORIAL
DRIVE BOULEVARD NJDOT TRANSPORTATION TRUST
FUND PROJECT TO EARLE ASPHALT COMPANY**

WHEREAS, the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey (hereinafter referred to as the “Township”) has solicited bids for the Memorial Drive Boulevard NJDOT Transportation Trust Fund Project (the “project”); and

WHEREAS, the bids have been solicited by the Township in conformance with the provisions of the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, eleven (11) bids have been received in response to the bid solicitation, as follows:

BIDDER	TOTAL BID AMOUNT
Earle Asphalt Company	\$249,413.13
S. Brothers, Inc.	\$267,051.10
American Asphalt Company, Inc.	\$279,821.46
Johnson Baran Corp.	\$281,662.40
C.J. Hesse, Inc.	\$285,034.98
A.E. Stone, Inc.	\$296,876.80
D&D Construction, Inc.	\$310,357.70
Crossroad Construction Company	\$318,997.00
Weco Construction, Inc.	\$322,858.15
SMB Paving, LLC	\$345,458.75
Guzzi Masonry and Paving, Inc.	\$401,499.75

WHEREAS, the bid documentation submitted by the apparent lowest responsible bidder, Earle Asphalt Company, has been reviewed by the Township’s professional staff and found to be acceptable and in full compliance with the bid specifications; and

**DASTI, MURPHY
McGUCKIN, ULAKY,
CHERKOS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD
P.O. BOX 1057
FORKED RIVER, N.J. 08731

WHEREAS, the bid received from the apparent lowest responsible bidder, Earle Asphalt Company, is in compliance with the Township's budgetary constraints:

NOW, THEREFORE, BE IT RESOLVED, this 16th day of February, 2010, by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey, as follows:

1. The Township accepts the recommendations of its professional staff and awards the bid for the project to the apparent lowest responsible bidder, Earle Asphalt Company, for and in consideration of \$249,413.13.

2. The award of this contract is specifically contingent upon confirmation of funding from NJDOT in the amount of a grant of at least \$150,000.00, and furthermore conditioned upon review and approval of NJDOT.

3. The Township authorizes and directs the Mayor, Township Clerk, and Township Administrator to execute any and all necessary documents in order to implement the intent of this resolution.

4. A certified copy of this resolution shall be forwarded by the Township Clerk to the following:

- (a) Honorable Jeffrey Melchiondo, Mayor;
- (b) David Breeden, Administrator;
- (c) Kathleen Janeski, CFO;
- (d) Earle Asphalt Company.; and
- (e) Jerry J. Dasti, Esq.

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CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Township of Barnegat at a meeting held on February 16, 2010, a quorum being present and voting in the majority.

**Kathleen T. West, RMC
Municipal Clerk**

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,
CHERKOS & CONNORS
Forked River, New Jersey 08731

JJD:caf/Barnegat Resolutions 2010-GL#18725]

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CERTIFICATION OF AVAILABILITY OF FUNDS

I, KATHLEEN JANESKI, Chief Financial Officer for the Township of Barnegat, do hereby certify that adequate funds are available for a contract with Earl Asphalt Company for the Memorial Drive Boulevard NJDOT Transportation Trust Fund Project in the amount of \$249,413.13.

The funds which are available for this contract are found in the following line item appropriations or ordinances: _____

KATHLEEN JANESKI, CFO

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