

Mayor Nolan offered the following Resolution and moved on its adoption:

R-11-229
RESOLUTION
AWARDING CONTRACT FOR THE BOROUGH OF HIGHLANDS
BAY AVENUE ROAD IMPROVEMENTS PROJECT

WHEREAS, the Borough of Highlands has advertised for bids for the Bay Avenue Road Improvement Project in accordance with the Local Public Contracts Law; and

WHEREAS, the following one (7) bids was received and reviewed by the Borough Engineer and the Borough Attorney:

<u>Name</u>	<u>Base Bid</u>	<u>Alt#1</u>	<u>Total</u>
Mixalla Enterprise LLC	\$400,000.00	Corrected Amt	\$360,000.00
L & L Paving Co.	\$387,842.40	None	\$387,842.40
Z Brothers	\$398,652.40	None	\$398,652.40
Fiore Paving	\$420,617.75	None	\$420,617.75
GSP Construction, Inc.	\$441,035.00	None	\$441,035.00
Lucas Construction	\$449,220.00	None	\$449,220.00
Black Rock Enterprises	\$524,954.09	None	\$524,954.09

; and

WHEREAS, the Mixall Enterprises, LLC appeared to be the lowest responsible bid with their corrected bid dollar amount of \$360,000.00 and Mixalia Enterprises, Inc. has agreed to accept the corrected reduced amount of \$360,000; and

WHEREAS, the next lowest responsible bid would be LL Paving Co. for the amount of \$387,872.40 but a Z Brothers Concrete Contractors, Inc. submitted a letter requesting that the L & L Paving Bid be disqualified because the bid bond supplied by them for the project was not signed or witnessed in the necessary places and the corporate seal was not affixed where it as required; and

WHEREAS, the Borough Attorney has reviewed all bids and letter requesting disqualification and has determined that the lowest responsible bidder is Mixalla Enterprises, LLC.

WHEREAS, certification of funds is hereby made by the Chief Financial Officer that funds are available in the municipal bond ordinance adopted for said purpose:

Bond Ordinance#O-11-07 \$360,000.00

Stephen Pfeffer, CFO

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Highlands that the contract for the Bay Avenue Road Improvements Project is hereby awarded to Mixalia Enterprises, LLC, 420 Sycamore Ave, Shrewsbury, NJ 07732 in the sum of \$360,000 subject to the approval of NJDOT Municipal Aid and NJ Department of Labor, Office of Wage and Hour Compliance and Monmouth County Community Development Block Grant.

Seconded by Ms. Kane and adopted on the following roll call vote:

ROLL CALL:

AYES: Mr. Redmond, Mr. Francy, Ms. Kane, Mayor Nolan

NAYES: None

ABSENT: Mr. O'Neil

ABSTAIN: None

DATE: December 7, 2011

CAROLYN CUMMINS, BOROUGH CLERK

I hereby certify this to be a true copy of the Resolution adopted by the Governing Body of the Borough of Highlands on December 7, 2011.

BOROUGH CLERK/DEPUTY CLERK