

RESOLUTION NO. 2019-101

A RESOLUTION OF THE TOWNSHIP OF ABERDEEN

AUTHORIZING AWARD OF CONTRACT

TO P&A CONSTRUCTION, INC.

FOR THE 2019 ROAD IMPROVEMENT PROGRAM

WHEREAS, the Township of Aberdeen advertised for the receipt of bids for the 2019 Road Improvement Program; and

WHEREAS, the Township Manager and Qualified Purchasing Agent witnessed the receipt of two (2) bids on August 9 with P&A Construction, Inc. of Colonia, New Jersey being the lowest responsive and responsible bidder; and

WHEREAS, CME Associates, Engineers for this project and Legal Counsel have reviewed the qualifications and bid submitted by P&A Construction, Inc. and determined them responsive under the provisions of the Local Public Contracts Law (N.J.S.A 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey; and

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Aberdeen that the bid submitted by P&A Construction, Inc. is hereby accepted.

BE IT FURTHER RESOLVED, that the Township Council of the Township of Aberdeen does hereby authorize the Mayor to execute and Township Clerk to witness an agreement with P&A Construction, Inc for the 2019 Road Improvement Program, in the amount of \$3,680,460.67 for Items A-1 through B-146 inclusive, subject to approval by the New Jersey Department of Transportation.

BE IT FURTHER RESOLVED the Director of Finance has certified to the Township Manager that there are available funds for this project under the following line items appropriation to which this project will be properly charged: X-03-4-100-103, X-03-4-100-203, X-03-4-100-207, X-03-4-100-306, X-03-5-100-101, X-03-5-100-102, X-03-5-100-103, X-03-5-100-401, X-03-5-100-402, X-03-5-700-101

JOHN H. ALLGAIR, PE, PP, LS (1983-2001)
DAVID J. SAMUEL, PE, PP, CME
JOHN J. STEFANI, PE, LS, PP, CME
JAY B. CORNELL, PE, PP, CME
MICHAEL J. McCLELLAND, PE, PP, CME
GREGORY R. VALES, PE, PP, CME



TIMOTHY W. GILLEN, PE, PP, CME
BRUCE M. KOCH, PE, PP, CME
LOUIS J. PLOSKONKA, PE, CME
TREVOR J. TAYLOR, PE, PP, CME
BEHRAM TURAN, PE, LSRP
LAURA J. NEUMANN, PE, PP
DOUGLAS ROHMEYER, PE, CFM, CME
ROBERT J. RUSSO, PE, PP, CME
JOHN J. HESS, PE, PP, CME

August 13, 2019

Mr. Dan Mason
Acting Township Manager
Township of Aberdeen
One Aberdeen Square
Aberdeen, NJ 07747

**Re: Bid Recommendation for the
2019 Road Improvement Program
Township of Aberdeen
Our File No.: PAB00665.01**

Dear Mr. Mason:

On August 9, 2019 two (2) bids were received for the 2019 Road Improvement Program as indicated on the attached summary of bids.

The apparent low bid was submitted by P&A Construction, Inc. of Colonia, New Jersey with a base bid of \$3,679,160.67 for Items A-1 through B-146 inclusive, which is \$981,868.33 under the price bid by the second lowest bidder and over 10% above our Engineer's Estimate for the Project of \$3,203,924.00. The second lowest bid was submitted by Black Rock Enterprise, LLC. of Old Bridge, New Jersey with a base bid of \$4,661,029.00 for Items A-1 through B-146 inclusive.

The apparent low bid submitted by P&A Construction, Inc. contained an error in the multiplication for Item B-109, which, when corrected, results in an increase of the extended price for Item B-109 from \$34,645.00 to \$35,945.00 and an increase in the total amount bid from \$3,679,160.67 to \$3,680,460.67. In addition, P&A Construction, Inc. included penny bids for twenty-five (25) of the 146 bid items.

The second lowest bid submitted by Black Rock Enterprise, LLC. contained an error in multiplication for item B-142, which, when corrected, results in an increase of the extended price for Item B-142 from \$1,800.00 to \$18,000.00 and an increase in the total amount bid from \$4,661,029.00 to \$4,667,229.00.

It should be noted that Section B 2.5 in the Instruction to Bidders of the bid documents indicates that in case of a conflict, words will take precedence over numbers, and unit prices shall take precedence over total price extensions, and the sum of individual items, including unit prices multiplied by estimated quantities, and/or individual lump sum and/or allowance amounts will take precedence over the Total Bid or Alternate Bid price.

It should be noted that we have worked with P&A Construction, Inc. on previous Municipal projects, including projects in Aberdeen Township, and their performance has been favorable.



Mr. Dan Mason
Interim Township Manager
Re: 2019 Road Improvement Program

August 13, 2019
Our File No. AB000665.01
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It should also be noted that based upon the low bid submitted by P&A Construction, Inc., the subtotal for Cliffwood Avenue (Sta. 5+50 to 11+77) is \$904,579.92 for Items B-88 through B-146 inclusive, which is \$554,579.92 above the NJDOT Grant Amount.

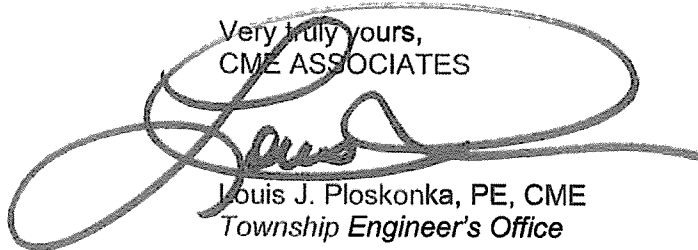
It is our understanding that the bid submitted by P&A Construction Inc. is within the available funding for the Project. Accordingly, we recommend award of the Project to P&A Construction, Inc. for items A-1 through B-146 inclusive subject to: certification of funds by the Township's Chief Financial Officer; review and approval by the Township Attorney; verification that the bonding and surety companies are licensed to do business in the State of New Jersey and that the bonding company appears in the current list of "Companies Holding Certificates of Authority as Acceptable Reinsuring Companies", by the U.S. Treasury Department; verification that the Contractor has sealed the bid with their corporate seal where appropriate; the submission of the required bonds and insurance certificates for the project; NJDOT approval (since the improvements to Cliffwood Avenue are partially funded through the NJDOT Trust Fund Authority); and the Contractor certifying that they will provide the work required under Items A-2, A-3, A-4, A-12, A-14, A-15, A-17, A-20, A-21, A-22, A-32, A-61, A-62, A-68, B-89, B-90, B-91, B-99, B-101, B-102, B-105, B-106, B-107, B-111 and B-137 at the penny bid unit price indicated, if and where ordered by the Township.

By copy of this letter to the Township Attorney, we are transmitting one (1) copy of each of the proposal pages and bid bonds submitted by the two (2) bidders and a copy of the Federal Register, indicating the list of Surety Companies Acceptable on Federal Bonds dated July 1, 2019, which is periodically updated.

Finally, please note that the Resolution of Award for the project must indicate that the award is subject to NJDOT approval and two (2) sealed copies of the resolution with original signatures should be provided to our office in order that we may forward same to the State.

Should you have any questions regarding this matter, please do not hesitate to contact this office.

Very truly yours,
CME ASSOCIATES



Louis J. Ploskonka, PE, CME
Township Engineer's Office

LP/GO/pb
Enclosure

cc: Mayor and Township Council
Township Clerk (w/ encl.)
Township Attorney (w/ encl.)
Jackie Struble, QPA
Angela Morin, CFO

