

RESOLUTION OF FINAL AWARD OF CONTRACT FOR THE CONSTRUCTION PROJECT FOR THE 2022-23 NATIONAL HIGHWAY WATER TREATMENT PLANT UPGRADES AND EXPANSION PROJECT AND WITHDRAWING PRIOR CONTINGENCY

WHEREAS the Merchantville- Pennsauken Water Commission (hereafter, MPWC) in furtherance of its mission to produce and supply safe drinking water to its constituents requires services and materials in constructing a new water treatment plant at the National Highway Treatment Plant; and

WHEREAS the engineering, design and specifications were prepared by our engineers, Remington and Vernick (R&V) and caused to have the required terms and bid packages publicly advertised in accordance with the requirements of the N.J. Public Contracts Act; and many contractors picked up the bid specification packages; and the MPWC & R&V included in the advertised bid of the materials and services and gave clarifications and multiple opportunities for questions; and no objections having been timely received; and

WHEREAS 6 separate bids were timely received from the multiple bidders and opened in public as advertised and the bid(s) have been evaluated by the MPWC and our Engineers and the recommendations made as hereinafter provided to the lowest responsible bidder pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1, *et. seq.* and in accordance with the specifications; and

WHEREAS the Commissioners based upon the available and supplied information having found the below referenced bidder to be the lowest responsible bidder responsive to the bid as stated within the meaning of the Act; and no bid challenges or protests having been received or indicated; and

WHEREAS, the Commission had not yet received the approval from the NJDEP to award the bids and therefore tabled the bids at its March meeting, and had not yet received the NJDEP authorization to award by its April Meeting, and therefore at that meeting on April 13th by Resolution made an award contingent upon receipt of the NJDEP approval; and

WHEREAS on April 24 the NJDEP issued its approval (attached) National Highway Treatment Plant Upgrades to MBE Mark III, Inc., of Madison, New Jersey for the corrected low bid amount of \$7,676,999.00, all of which is allowable for funding through the NJWB; and

WHEREAS, the Director of Finance, Commission QPA, and Commission C.O.O. have certified to the budgeted funds that are available and encumbered for such award/expense in Account/Line item as set forth in the attached certification; and

NOW, THEREFORE BE IT RESOLVED, by the Commissioners of the MPWC on this 11th day of May 2023, in its duly advertised and publicly held regular monthly meeting in the Township of Pennsauken, in the County of Camden, that the NJDEP contingency is therefore duly removed; and

BE IT FURTHER RESOLVED that Conditional upon and subject to any further bonds being posted, documents being executed, and approvals that may be necessary, this Commission awards the 2022-23 National Highway Water Treatment Plant Upgrades and Expansion Construction Project to:

MBE Mark III for the sum of \$7,676,999.00 NJWB Project No. 0424001-004


And that unless the said awardees fail to execute the contract or comply with all requirements as set forth in the bid packages, and upon NJDEP approval, and contract execution then all other bids be deemed rejected; and

ALSO, BE IT FURTHER RESOLVED, that the original of this Resolution be kept in the Records of the Commission and upon Commencement of the construction the Clerk of the Townships of Pennsauken and the Borough of Merchantville shall be provided a copy of this Resolution.

I hereby certify that this is a True and Accurate Recitation of the Resolution adopted by the Merchantville-Pennsauken Water Commission at its May 11, 2023, public meeting.

Merchantville-Pennsauken Water Commission

Seal :


Frank Warwick, Commissioner and
Secretary to the Commission

**MPWC****MERCHANTVILLE-PENNSAUKEN WATER COMMISSION**

6751 Westfield Avenue • Pennsauken, NJ 08110
Ph: 856.663.0043 • Fx: 856.486.7417 • www.mpwc.com

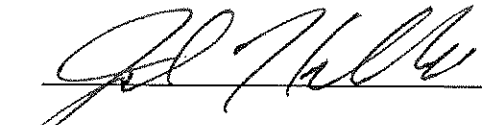
Joyce Peirce
Director of Finance

CERTIFICATE OF AVAILABILITY OF FUNDS

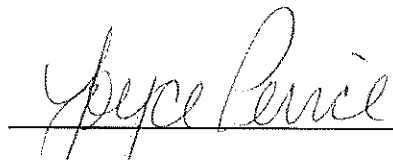
I, Joyce Peirce, Financial Services Director for the Merchantville-Pennsauken Water Commission, hereby certify that the funds for the Contract National Hwy. Water Trmnt. Facility Upgrades are available. The contract was awarded to MBE Mark III, in the amount of \$7,677,000.00.

Budgeted Amount \$7,750,000.00

Acct. # 1887-02 GAC National Hwy.



John Killion, Chief Operating Officer



Joyce Peirce, Director of Finance