

**RESOLUTION 2020-13  
MOUNT HOLLY FIRE DISTRICT No. 1**

**RESOLUTION REJECTING BIDS SUBMITTED FOR THE  
RELIEF PROJECT PURSUANT TO N.J.S.A. 40A:11-13.2**

**WHEREAS**, the Board of Fire Commissioners of Fire District No. 1, Township of Mount Holly, County of Burlington, State of New Jersey (the "Board") as a public body duly organized under the laws of the State of New Jersey, has authorized the receipt of bids for addition and renovation to the Relief Firehouse, located at 17 Pine Street; and

**WHEREAS**, the Board submitted this project to public bid on September 4, 2020, by publishing same in the Burlington County Times and the Courier Post and posting same at the Mount Holly Township Municipal Building and on the official District website; and

**WHEREAS**, on the return date of the Notice to Bidders, namely Friday, October 9, 2020, the Board received eight (8) bid proposals from the following vendors: Epic Management, Inc.; M&M Construction Company, Inc.; Newport Constructions Management Corporation; Aliano Brothers General Contractors, Inc.; Hall Building Corp.; Arthur J. Ogren, Inc.; Duall Building Restoration, Inc.; and Dandrea Construction Co., Inc.; and

**WHEREAS**, the apparent low base bid, submitted by Duall Building Restoration, Inc., has been requested to be withdrawn by the bidder due to an error in calculation of the bid submittal; and

**WHEREAS**, the Board determined that, in the best interest of the Board, said bidder provided a legally sufficient basis to permit the withdrawal of the bid; and

**WHEREAS**, after review of the remaining bids, and upon the advice of the Solicitor, the Board determined that all remaining responsive bids substantially exceeded the cost estimates for the goods or services; and

**WHEREAS**, N.J.S.A. 40A:11-13.2 provides that bids may be rejected if the lowest bid substantially exceeds the cost estimates for the goods or services or the lowest bid substantially exceeds the contracting unit's appropriation for the goods or services; and

**NOW, THEREFORE BE IT RESOLVED**, by the Board of Fire Commissioners, Fire District No.1, Township of Mount Holly, County of Burlington, State of New Jersey, that the aforementioned bids be rejected pursuant to, and in accordance with, N.J.S.A. 40A11-13.2; and

**BE IT FURTHER RESOLVED**, that the Board directs its Solicitor to return all Bid Bonds and Consents of Surety to the bidders; and

**BE IT FURTHER RESOLVED**, that the project will again be submitted to public bid; and

**BE IT FURTHER RESOLVED**, that the Board Chairman and/or Director of Fire Services be authorized to execute any and all documents necessary to effectuate the intent and purposes of this Resolution and the Clerk attest thereto; and

**BE IT FURTHER RESOLVED**, that the within Resolution shall be effective immediately upon passage; and

**BE IT FURTHER RESOLVED**, that any resolution or part of a resolution inconsistent herewith is hereby repealed or otherwise revoked; and

**BE IT FURTHER RESOLVED**, that if any section, paragraph, sentence, clause or phrase in this Resolution is for any reason held or determined to be unconstitutional or invalid, same shall not affect the remainder of this Resolution; and

**BE IT FURTHER RESOLVED**, that notwithstanding anything set forth herein to the contrary, the Board shall be permitted to amend, modify, repeal or otherwise act as to those topics which are the subject of this Resolution provided said acts are consistent with public policy, Board bylaws, township ordinances, local, state and federal laws and rules and regulations promulgated thereunder; and

**BE IT FURTHER RESOLVED**, that an original signed, conformed and compared copy of this Resolution be accessible and maintained as an official Board record pursuant to and in accordance with the "Open Public Records Act"; N.J.S.A. 47:1A-1, *et seq.* and the "Destruction of Public Records Law (1953)"; N.J.S.A. 47:3-8.1, *et seq.* as set forth by the State of New Jersey Municipal Agency Record Retention Schedule promulgated by the Division of Archives and Record Management.

**Board of Commissioners Recorded Vote**


Member	Motion	Second	Aye	Nay	Abstain	Absent
Richard McIlwee			✓			
Joshua Brown			✓			
Stefanie Haines	✓		✓			
Jason Fajgier		✓	✓			
Vacant						

**CERTIFICATION**

I, **STEFANIE HAINES**, do hereby certify that the foregoing is a true and compared copy of an original Resolution now on file and of record in the District office which was duly adopted at a public meeting held on the 21<sup>st</sup> day of October, 2020.

The undersigned further certifies that the above Resolution has not been repealed or amended and remains in full force and effect.

**IN WITNESS WHEREOF**, I have hereunto set my hand and seal of said Board of Fire Commissioners of Fire District No. 1, Township of Mount Holly on this 21<sup>st</sup> day of October, 2020.

  
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**STEFANIE HAINES, CLERK**  
Board of Fire Commissioners  
Fire District No.1  
Township of Mount Holly

District Seal