

RESOLUTION #2019-83

**RESOLUTION OF THE MAYOR AND BOROUGH COUNCIL  
OF THE BOROUGH OF MOUNT ARLINGTON, IN THE COUNTY  
OF MORRIS, NEW JERSEY, ACCEPTING THE BID AND  
AWARDING THE CONTRACT FOR THE 2018-2019 NJDOT ROADWAY  
RESTORATION PROJECT TO M. SKY CONSTRUCTION  
CORPORATION**

**WHEREAS**, the Borough of Mount Arlington received bids for the 2018-2019 NJDOT Roadway Restoration Project on March 21, 2019; and

**WHEREAS**, the Borough rejected all bids by resolution 2019-70, adopted on April 2, 2019;


**WHEREAS**, the Borough of Mount Arlington held the re-bid opening for the 2018-2019 NJDOT Roadway Restoration Project on April 30, 2019; and

**WHEREAS**, the Borough Engineer, CP Professional Services, by letter dated May 1, 2019, as attached, has recommended award to M. Sky Construction Corporation at a cost of \$1,020,925.00 as the lowest responsible bidder.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Mount Arlington, County of Morris, State of New Jersey, that the above referenced project is awarded to M. Sky Construction Corporation.

This Resolution shall take effect immediately.

**I HEREBY CERTIFY** this to be a true and correct Resolution of the Mayor and Borough Council of the Borough of Mount Arlington, and adopted on May 7, 2019.

  
Linda DeSantis, RMC  
Borough Clerk



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Sparta, New Jersey 07871

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May 1, 2019

VIA EMAIL: [crinaldi@mtarlingtonboro.com](mailto:crinaldi@mtarlingtonboro.com)

Carolyn Rinaldi  
Municipal Administrator  
Borough of Mount Arlington  
419 Howard Boulevard  
Mt. Arlington, New Jersey 07856

Re: Project Scope, Cost Summary and Recommendation to Award  
2018-19 NJDOT Roadway Restoration Project  
CP File No: 576C007

Dear Ms. Rinaldi:

As a followup to our discussions, we are providing this letter to summarize the project scope and construction cost associated with the 2018-19 NJDOT Roadway Restoration Project, which includes the Community Garden improvements.

The combined project construction cost (NJDOT Roads and Community Gardens) was estimated at \$976,813.00. The Borough was awarded two grants from the NJDOT Municipal Aid Program for this project in the amount of \$753,052.00 (\$290,000 in FY 2018 and \$463,052 in FY 2019). Based on the foregoing, bond ordinance 07-19 was adopted on February 5, 2019 authorizing and appropriating \$1,427,000 for road rehabilitation projects, including \$887,000.00 for construction of this project. In addition, ordinance 04-19 was adopted on February 5, 2019 authorizing and appropriating \$112,267.00 for the community gardens project including \$89,813.00 for construction.

The initial bids on this project were rejected by resolution 2019-70 on April 2<sup>nd</sup> based on my recommendation letter dated March 28, 2019. The project has since been re-bid; three contractors picked up bid packages; and on April 30<sup>th</sup>, one contractor submitted a bid in the amount of \$1,020,925. The bidding process was conducted in accordance with the provisions of the Local Public Contracts Law and the bidder (M Sky Construction) was responsive, provided all of the required bid documents and has complied with the requirements of the bid.

While this bid amount exceeds the construction cost estimate by 4.4% (\$44,112.00), it does not exceed the amount authorized and appropriated by the ordinances. As such, the project can be awarded, because the CFO can certify the availability of funds through the two ordinances.

Once awarded, we can revise the scope through the change order process to decrease the overall project cost to within budget. In the alternative, the Mayor and Council can choose to reject the bid

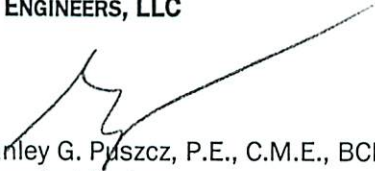


and authorize rebidding of the project. This will delay the project and the uncertainty regarding rebid would remain with potential detriment to cost and responsiveness.

If you have any questions or comments, please feel free to contact me.

Very truly yours,

**CP ENGINEERS, LLC**



Stanley G. Puszcz, P.E., C.M.E., BCEE  
Managing Partner

SGP/sp

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Linda DeSantis (via email: desantis@mtarlingtonboro.com)

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