

**RESOLUTION NO. 2021-199**

**RESOLUTION OF THE TOWNSHIP OF LITTLE EGG HARBOR, COUNTY OF OCEAN, STATE OF NEW JERSEY, REJECTING BIDS FOR THE MYSTIC ISLAND WEST PHASE 1 & ATLANTIS MAINTENANCE DREDGING PROJECT AND AUTHORIZING NEGOTIATIONS UNDER N.J.S.A. 40A:11-5(3).**

**WHEREAS**, Mystic Island West Phase 1 & Atlantis Maintenance Dredging Project was previously advertised, and bids sought, with three bids opened on August 4, 2021 and rejected by Resolution 2021-167, as all substantially exceeded the estimates for the cost of the project as well as the amount budgeted for the project, and the project was readvertised and re-bid; and

**WHEREAS**, on September 3, 2021 the Township of Little Egg Harbor opened and read bids on second occasion for the Mystic Island West Phase 1 & Atlantis Maintenance Dredging Project; and

**WHEREAS**, the Township received two bids for the project, all which substantially exceed the estimates for the cost of the project as well as the amount budgeted for the project; and

**WHEREAS**, the Local Public Contracts Law provides that a municipality may reject all bids when the lowest bid substantially exceeds the funds appropriated for the goods or services required; and

**WHEREAS**, the governing body desires to reject all bids sought on second occasion for Mystic Island West Phase 1 & Atlantis Maintenance Dredging Project and authorize the interim Township Administrator, the Township Engineer and Township Attorney to negotiate with each responsible bidder and as otherwise authorized pursuant to N.J.S.A. 40A:11-5(3).

**r|m|s|h|c**

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**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Township of Little Egg Harbor, County of Ocean, State of New Jersey as follows:

1. That all bids received on September 3, 2021 for the Mystic Island West Phase 1 & Atlantis Maintenance Dredging Project are hereby rejected in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-13.2.
2. That since bids were rejected on two occasions because it was determined that they were not reasonable as to price on the basis of cost estimates prepared for the Township prior to advertising therefore, the governing body hereby authorizes the interim Township Administrator, the Township Engineer and Township Attorney to negotiate with each responsible bidder submitting bids on the second occasion and as otherwise authorized pursuant to N.J.S.A. 40A:11-5(3).
3. That a certified copy of this resolution be provided to the Chief Financial Officer, JPC Group, Inc. and Mount Construction.

**CERTIFICATION**


I, **SUSAN M. FARRELL RMC**, Deputy Municipal Clerk of the Township of Little Egg Harbor, do hereby certify that the foregoing resolution was duly adopted by the Township of Little Egg Harbor Township Committee at a meeting held on the 9<sup>th</sup> day of **September, 2021**.

**rmshc**

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**SUSAN M. FARRELL, RMC**  
Deputy Township Clerk  
Township of Little Egg Harbor