

**COUNCIL OF THE BOROUGH OF PROSPECT PARK  
PASSAIC COUNTY, NEW JERSEY**

**RESOLUTION NO. 2021-75**

**TITLE: RESOLUTION AWARDING THE CONTRACT FOR THE  
HOFSTRA PARK SOCCER FIELD IMPROVEMENTS PROJECT**

**WHEREAS**, the Borough publicly advertised for the solicitation of bids for the Hofstra Park Soccer Field Improvements Project, and on March 18, 2021 Borough received and publicly opened bids for Hofstra Park Artificial Turf Soccer Field Improvement Project on March 18, 2021; and

**WHEREAS**, the Borough reviewed and evaluated the bids packets received from bidders and determined, by way of Resolution 2021-61 that all bids should be rejected and the Bid Specifications be substantially revised in order to clarify the bidding and construction requirements for the Project and to promote the spirit, intent and requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

**WHEREAS**, the Borough amended the Bid Specifications and publicly advertised for the re-bid of the Hofstra Park Soccer Field Improvements Project; and

**WHEREAS**, the Amended Bid Specifications stated, “[t]he Project shall require both electrical and plumbing services. Pursuant to N.J.S.A. 40A:11-16, all bidders shall complete the List of Subcontractors for the electrical and plumbing work. In addition, all bidders shall submit with its bid a current Business Registration Certificate and a current Public Works Contractors Registration Certificate.”; and

**WHEREAS**, the Borough received, publicly opened and reviewed five (5) bids bids for the Hofstra Park Soccer Field Improvements Project on April 14, 2021; and

**WHEREAS**, the lowest numerical bidder failed to identify a plumbing subcontractor as required by Section 14 of the Bid Specifications and N.J.S.A. 40A:11-16, which pursuant to N.J.S.A. 40A:11-23.2(d) is a fatal defect that shall render the bid proposal unresponsive which cannot be cured causing said bid to be materially defective requiring its rejection; and

**WHEREAS**, the second lowest numerical bid was submitted by the LandTek Group, Inc., 105 Sweeneydale Avenue, Bay Shore, New York 11706 in the amount of One Million Sixty-Four Thousand Four Hundred Twenty-Five Dollars (\$1,064,425.00) for the base bid and One Hundred Forty-Eight Thousand (\$148,000.00) for the Alternate bid for a Total Bid Amount of One Million Two Hundred Twelve Thousand Four Hundred Twenty-Five Dollars (\$1,212,425.00); and

**WHEREAS**, the Borough has determined to reject the lowest numerical bidder based upon the reasons set forth above and that The LandTek Group, Inc. is the lowest responsive and responsible bidder; and

**WHEREAS**, the appropriate Chief Financial Officer has certified the sufficiency of funds for the award of contract for the Hofstra Park Soccer Field Improvements Project in Capital Ordinance # 2020-05, acct# C-04-55-982-165.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough of Prospect Park hereby rejects the lowest numerical bid submitted as materially defective, non-conforming and nonresponsive for the failure to identify the Plumbing Subcontractor as required in the Bid Specifications; and

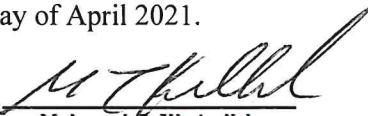
**BE IT FURTHER RESOLVED** that pursuant to N.J.S.A. 40A:11-1, et seq., the Borough of Prospect Park hereby awards the Hofstra Park Soccer Field Improvements Project to the LandTek Group, Inc., 105 Sweeneydale Avenue, Bay Shore, New York 11706 as the lowest responsive and responsible bidder, in the amount of One Million Sixty-Four Thousand Four Hundred Twenty-Five Dollars (\$1,064,425.00) for the base bid and One Hundred Forty-Eight Thousand (\$148,000.00) for the Alternate bid for a Total Amount of One Million Two Hundred Twelve Thousand Four Hundred Twenty Five Dollars (\$1,212,425.00); and

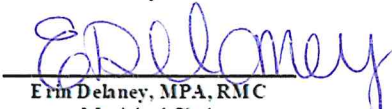
**BE IT FURTHER RESOLVED** by the Council that it hereby authorizes the Mayor and all Borough Officials and employees, to take all necessary action to effectuate the within Resolution, including but not limited to the execution and implementation of the contract awarded herein consistent with the terms of this Resolution and executed contract.

**BE IT FURTHER RESOLVED**, that upon receipt of a fully executed contract, the Borough Administrator is hereby authorized and directed to return the bid bonds of all unsuccessful bidders.

I hereby certify that this resolution, consisting of 2 page(s) was adopted at a meeting of the Borough Council of the Borough of Prospect Park, held this 19th day of April 2021.

	Moved	Second	Ayes	Nays	Abstain	Absent
Ortiz	✓		✓			
Artis			✓			
Hussain			✓			
Matari						✓
Perez	✓		✓			
Shah		✓	✓			

  
 Mohamed T. Khairullah  
 Mayor

  
 Erin Delaney, MPA, RMC  
 Municipal Clerk