

# RESOLUTION

No.

24-371

Date of Adoption

SEP 05 2024

Approved as to Form and Legality

Factual content certified by

WESLEY BRIDGES, ESQ., DIRECTOR OF LAW

WAHAB ONITIRI, DIRECTOR OF PUBLIC WORKS

Councilman /woman

presents the following Resolution:

SPONSORED BY:

**RESOLUTION AUTHORIZING TO REJECT RESOLUTION #24-322  
AND BIDS RECEIVED FOR ROAD MAINTENANCE AND THE  
FURNISHING AND DELIVERY OF ASPHALT MATERIALS F.O.B.  
PLANT FOR THE DEPARTMENT OF PUBLIC WORKS, DIVISION OF  
STREETS - BID2024-40**

**WHEREAS**, two (2) sealed bids were received from Walter R. Earle Asphalt and Trap Rock Industries received in the Division of Purchasing on July 10, 2024, at 11:00 a.m. by the Purchasing Agent for Road Maintenance, Furnish and Delivery of Asphalt F.O.B. Plant on an as needed basis for a period of one (1) year for the Department of Public Works, Division of Streets; and

**WHEREAS**, Resolution #24-322 was awarded on August 1, 2024, to the low bidder, Walter R. Earle-Morrisville, LLC, P.O. Box 728, Farmington, New Jersey 07727 in an amount not to exceed \$1,310,000.00; and option for furnishing and delivery of asphalt materials was not offered. It is in the best interest of the City of Trenton to Reject Resolution #24-322.

**WHEREAS**, the bid of Trap Rock Industries, Inc, LLC in the amount not to exceed \$2,300,000.00 and the option for furnishing and delivery of asphalt materials was not offered, and the bid amount exceeded the budget amount for the department. It is in the best interest of the City of Trenton to reject this bid and re-advertise the procurement process.

**WHEREAS**, pursuant to Local Public Contract Law N.J.S.A. 40A:11-13.2 allows the City of Trenton, Department of Public Works, Division of Streets to reject bids when bids substantially exceed the contracting unit's appropriation for goods and services. It is in the best interest of the City of Trenton to reject the bids received and re-advertise the procurement process.

**NOW, THEREFORE, IT IS RESOLVED** by the City Council of Trenton that the bids received be rejected and the Division of Purchasing will re-advertise the procurement process.

MOTION:					SECOND:				
	Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent
EDWARDS	✓				GONZALEZ	✓			
FIGUEROA	✓				HARRISON	✓			
KETTENBURG	✓				WILLIAMS	✓			
FRISBY	✓								

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on

SEP 05 2024

President of Council

City Clerk