

**RESOLUTION OF THE CITY OF GLOUCESTER CITY
RESOLUTION AUTHORIZING THE REJECTION OF THE BID SUBMITTED BY
WINCHESTER ROOFING CORP. AS NON-RESPONSIVE AND THEREAFTER
REJECTING ALL BIDS FOR MUNICIPAL BUILDING ROOF REPLACEMENT
PROJECT PURSUANT TO N.J.S.A. 40A:11-13.2(B)**

#R 269 -2019

WHEREAS, the City of Gloucester City ("City") advertised for public bids for the Municipal Building Roof Replacement project; and

WHEREAS, the City furnished detailed Bid Specifications to potential bidders; and

WHEREAS, five (5) bids were received for the aforementioned project on October 3, 2019 at 10:00 a.m. as follows:

<u>VENDOR</u>	<u>BASE BID</u>	<u>ALTERNATE BID PRICE</u>
1. Winchester Roofing Corp.	\$489,000.60	N/A
2. Robert Ganter Contractors, Inc.	\$547,393.50	\$3,800.00
3. USA General Contractors Corp.	\$669,000.00	\$3,000.00
4. Roof Management	\$737,144.00	\$7,000.00
5. Garvey Roark	\$753,192.00	\$6,000.00

WHEREAS, the following a review of the bid submitted by Winchester Roofing Corp. ("Winchester") it was uncovered that the bidder did not provide an Alternate Bid Price as required by the specifications; and

WHEREAS, via correspondence dated November 18, 2019, the City Solicitor opined that this was a material defect within Winchester bid and thereafter recommended the Authority reject Winchester's bid as non-responsive due to their failure to provide an Alternate Bid Price as required by the specifications; and

WHEREAS, following the rejection of Winchester's bid as non-responsive, the apparent low bidder for the contract is Robert Ganter Contractors, Inc. ("Ganter") with a base bid in the amount of \$547,393.50 and an Alternate Bid in the amount of \$3,800.00.

WHEREAS, the bid amount submitted by Ganter exceeds the City's cost appropriation for the project; and


WHEREAS, via correspondence dated November 18, 2019 the City Solicitor rendered an opinion that the remaining bids submitted for the Municipal Building Roof Replacement project may be rejected in accordance with the provisions of the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-13.2(b), which provides the statutory authority to reject all bids when the lowest bid exceeds the cost appropriation for the project; and

N.J.S.A. 40A:11-13.2(b), which provides the statutory authority to reject all bids when the lowest bid exceeds the cost appropriation for the project; and

WHEREAS, the City Administrator, Mayor and Common Council of the City of Gloucester City concur with the above recommendation.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Common Council of the City of Gloucester City, County of Camden, State of New Jersey as follows:

1. The provisions of the **WHEREAS** clauses set forth above are incorporated herein by reference and made a part hereof.
2. The bid submitted by Winchester Roofing Corp. for the Municipal Building Roof Replacement project is hereby rejected as non-responsive due to their failure to include an Alternate Bid Price within their bid.
3. The remaining bids following the rejection of the bid submitted by Winchester Roofing Corp. received for the Municipal Building Roof Replacement project are hereby rejected in accordance with N.J.S.A. 40A:11-13.2(b) as the bids substantially exceed the City's cost appropriation for the project.


Daniel T. Spencer, Mayor
City of Gloucester City

Passed by the Mayor and Common Council of the City of Gloucester this 26th day of November, 2019.


Vanessa L. Parent, City Clerk