



TOWN OF NEWTON
RESOLUTION #105-2019

April 8, 2019

**“Resolution of Rejection of all Bids for Bid
#3-2019 Pumping Services”**

WHEREAS, the Town of Newton advertised and received bids in a fair and open manner consistent with N.J.S.A. 19:44A-204. et. seq., on February 27, 2019 at 1:30pm for Bid #3-2019 Pumping Services; and

WHEREAS, contained within the tenets of the New Jersey Local Publics Contract Law (N.J.S.A.40A:11-13.2(d)) is the provision for a local unit to reject all responses to an invitation to bid for the reason of a contracting units desire to substantially revise the specifications for the goods or services; and

WHEREAS, it is the opinion of the Town's designated engineer Frederick J. Margron, P.E., REM, CEA, of PCI Professional Consulting, Inc., that the specifications as set forth require additional substantial revision;

NOW, THEREFORE BE IT RESOLVED, by the Town Council of the Town of Newton, Sussex County, that the recommendation of the Qualified Purchasing Agent and the Town Engineer is hereby accepted, and all responses to Bid #3-2019 Pumping Services are hereby rejected in accordance with N.J.S.A 40A:11-13.2(d).

CERTIFICATION

THIS IS TO CERTIFY that the above is a true copy of a Resolution adopted by the Town Council of the Town of Newton at a regular meeting of said Governing Body conducted on Monday April 8, 2019.

Lorraine A. Read, RMC
Municipal Clerk

THE CANNING GROUP LLC



45 S. Park Pl 183
Morristown, N.J. 07960
973-706-7813

April 1, 2019

Thomas J. Russo Jr. Town Manager
Town of Newton
39 Trinity St.
Newton, N.J. 07860

Re: Pumping Services Bid 3-2019

Dear Mr. Russo,

Bids for Pumping Services 3-2019 were opened at 1:30 P.M. on February 27, 2019. I previously had requested of the Department of Public Works and the Towns engineer to review the bid responses and arrive at an opinion to award or reject. On Friday March 29, 2019 at 11:00A.M., a meeting was held with the water and sewer personnel, the engineer and Adam Vough. Subsequent to that meeting, I was notified that the engineer desired to substantially revise the specifications. This is allowable under the Local Public Contract Law at 40A:11-13.2(d).

I will await the revised specifications and immediately go back out for bid. I cannot stress enough the importance of engaging in a bid and long-term contract on this matter. The aggregation, being beyond the bid threshold, is very concerning to me. I believe we have taken the necessary steps and have maintained diligence in this matter, attempting to comply with the law and attain a long-term legal contract through bid on the issue.

I have attached a resolution of rejection. Thank you.

Respectfully
Sean P. Canning
Sean P. Canning, MPA, QPA
Purchasing agent



Octagon 10 Office Center
1719 Route 10, Suite 225
Parsippany, New Jersey 07054

Professional Consulting, Inc.

Phone: 973.683.0044
Fax: 973.683.0077

April 1, 2019

Mr. Sean Canning, Purchasing Agent
35 So. Park Place
Morristown, NJ 07960

RE: Rejection of Bid No. 3-2019 Pump Maintenance Service Bids
Town of Newton, NJ
PCI No. 501-3

Dear Mr. Canning:

At the request of the Town, I met with representatives of DPW to review the bids that were received for the above referenced project. It was clear after our discussions and reviewing the documents that the specifications must be revised in order to better define the required scope of work.

As such, it is our recommendation that the bids for the above project be rejected for the purpose of revising the specifications; and the project subsequently rebid.

Should you require any additional information, please feel free to contact the writer.

Very truly yours,
PROFESSIONAL CONSULTING, INC.

Frederick Margron, P.E.
President

C: Tom Russo, Town Manager
Adam Vough, Asst. Director of DPW