

MEETING TO ORDER

The regular meeting of the Kinnelon Borough governing body was called to order by Mayor Robert W. Collins at 7:30 p.m., on Wednesday, October 5, 2011 in the Kinnelon Municipal Building.

There was a Salute to the Flag, after which the Borough Clerk stated that this meeting is being held pursuant to the New Jersey Open Public Meeting Act. Adequate notice of this special meeting was given by advertising in the October 2, 2011 edition of the Trends and was provided to the Star Ledger, Daily Record and the North Jersey Herald News on October 2, 2011. This notice was also posted on the municipal building bulletin board, filed with the Borough Clerk and provided to those persons or entities requesting notification.

Mayor Collins asked for a moment of silence in honor of our troops serving overseas.

The roll was called and present and answering were Councilmen James Freda, Daniel O'Dougherty, Gary Moleta, Stephen Cobell and Andrew SanFilippo. Councilman Ronald Mondello was absent as he had a prior job related commitment.

REPORTS:

Mayor Collins stated the reason for this special meeting is to determine the outcome of a bid opening which took place on August 11, 2011. He then read the letter from the borough engineer for the minutes as follows:

“Dear Mayor Collins and Councilmen:

Due to the obvious time constraints, please accept this email as our formal response to the Borough's requests for additional information made at the 9/15 meeting of the Governing Body and at the committee meeting held on 9/20. Please find a PDF file attached to this email which contains a report prepared by the project architect, Inglese Architecture + Engineering, dated Sept. 27, 2011. Paul Darmofalski and I reviewed the attached cost-benefit analysis and we have concluded the following:

1. We agree with Inglese's attached report including the price estimates and conclusions contained therein.
2. The potential cost savings would neither be reduced to the original estimate nor to an amount which would significantly cover the soft costs associated with a re-bid.
3. The architectural look of the firehouse cannot be maintained with a redesign to a cheaper building.
4. Aside from the architectural look, if a redesign to a cheaper building is considered then the life of the public building would be substantially reduced along with the maintenance costs increasing.
5. A re-bid would take a minimum of 45 to 60 days - not including the time needed for the architect to prepare new drawings and for our office to prepare new contracts/proposals.
6. A re-bid would be a gamble. In our experience, the lowest bid would likely come in greater than the current lowest bid. This professional opinion is based upon our review of the proposals submitted.

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7. There would be additional architectural, engineering and contract administration costs associated with a re-bid (roughly 1.5%).

In summary, it is our professional opinion that the cost savings potentially realized by re-bidding the project with pre-engineered components would be overshadowed by a combination of soft costs and the likelihood that the low bid would be higher than the current lowest bidder. Furthermore, re-bidding the project with a less expensive building would not only change the look of the building but would also reduce the life of the building while increasing maintenance costs over time.

Therefore, we agree with the recommendation made by Inglese Architecture + Engineering to award the project to LIAM Construction. We recommend holding a special meeting to award the project as soon as possible since the 60 day time limit outlined in the contract documents is fast approaching.”

Respectfully,
/s/Tom Boorady

The Mayor then also read a letter from the borough attorney for the minutes as follows:

Gentlemen:

“In the event that you have not already received correspondence from this office regarding the bids, kindly accept this email, in lieu of a more formal document, that confirms that I have examined the bids and concur with our Engineer that Liam Construction is the low bidder. Additionally, it is my opinion that they are a responsible bidder and they have complied with all requirements in the bid package as to bonding and necessary Consent of Surety.

Based upon the foregoing, it is my opinion that Liam Construction is the lowest responsible bidder, fully in compliance with the bid documents, and there is no impediment to the Governing Body awarding the bid for the construction of the Firehouse No. 2 to that company.

Respectfully,
/s/ Mark D. Madaio, Esquire

Prior to reading the resolution, Mayor Collins opened the meeting to the public for anyone who wished to speak. Alex Merlucci, 168 Kiel Avenue, asked if the council had any questions for him. No one had any questions. Hearing no one else, the Mayor then closed the meeting to the public.

He then opened the meeting to the public. Councilman O’Dougherty thanked the volunteer firemen and women. He said he was glad the firehouse was finally going to be built after twelve years. He indicated that although the council was blamed for holding the project up it was really that the plans were not done and had to be approved before we could go out to bid. Mr. O’Dougherty said he hopes the engineer will speak with the contractor to see if we could possibly save some money once the project begins. No one else wished to speak and the Mayor then read the following resolution.

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Mayor Collins said thank you to the fire company members for their patience. He also thanked his colleagues. The design will serve us well. It is a building which will be functional, will have a long useful life and will adequately house our equipment.

RESOLUTION 10.01.11

AWARD OF CONTRACT FOR
COMPANY #2 FIREHOUSE TO
LIAM CONSTRUCTION

WHEREAS, the Borough of Kinnelon is desirous of constructing a new firehouse for Company 2, suitable for the protection and safety of the department members and their equipment; and

WHEREAS, funding was allocated for the construction of the new Company 2 Fire House through Bond Ordinances 9-10 and 15-11 in the amounts of \$900,000.00 and \$350,000.00 respectively; and

WHEREAS, bids were advertised for, and received in, Kinnelon Borough Hall for the Company 2 Firehouse on August 11, 2011 at 10:00 AM with the three lowest bids as follows:

	<u>Bid Amount</u>
Liam Construction, Inc., d/b/a Liam Design Build	\$1,091,875.00
ML Inc.	\$1,226,000.00
Rifolo Construction	\$1,315,000.00

NOW THEREFORE BE IT RESOLVED the Borough Council of the Borough of Kinnelon, County of Morris, State of New Jersey, awards the Company 2 Firehouse Contract to the lowest bidder, Liam Construction, Inc., in the amount of \$1,091,875.00 and hereby authorizes Mayor Robert Collins to sign said Contract and authorizes the Borough Clerk to attest to the same.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be mailed to Liam Construction, Inc., at 287 Route 94 #311, Vernon, New Jersey and Paul P. Darmofalski, the Borough Engineer.

I hereby certify that this Resolution consisting of one page was adopted at a meeting of the Borough Council of the Borough of Kinnelon this 5th day of October, 2011.


Elizabeth Sebrovski, Borough Clerk


Robert Collins, Mayor

A motion to adopt this resolution was offered by Councilman A. SanFilippo. This motion was seconded by Councilman G. Moleta.

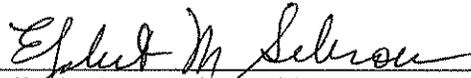
Roll Call: J. Freda, Yes; S. Cobell, Yes;
D. O'Dougherty, Yes; A. SanFilippo, Yes;
G. Moleta, Yes;

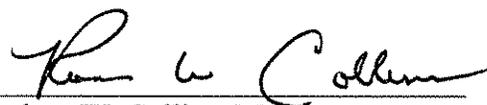
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ADJOURNMENT

This meeting adjourned at approximately 7:50 p.m. on motion by Councilman A. SanFilippo and seconded by Councilman J. Freda with the unanimous affirmative voice vote of all present.

Respectfully submitted,


Elizabeth M. Sebrowski, Borough Clerk


Robert W. Collins, Mayor

cc: Mayor
All Councilmen
Chief Financial Officer
General Code
Police Dept.
Public Works Dept.
Recreation
Tax Collector
Assessor
Municipal Court
Attorney
Engineer
Auditor