

RESOLUTION OF THE BOARD OF FREEHOLDERS  
COUNTY OF ESSEX

RESOLUTION NO. R-2015-00707 AUTHORITY FOR RESOLUTION: N.J.S.A. 40:41A-38(n)

PROPOSED BY: COUNTY EXECUTIVE AUTHORITY FOR ACTION: N.J.S.A. 40:41A-36(i)

SUBJECT:

DEPARTMENT OF PUBLIC WORKS, DIVISION OF ENGINEERING – CONTRACT AWARD TO SITA CONSTRUCTION COMPANY, INC., THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER FOR LIGHTING IMPROVEMENTS AT BRANCH BROOK PARK – NINETY DAY CONTRACT – AMOUNT NOT TO EXCEED \$675,450.00

WHEREAS, the County of Essex has a need for a vendor to provide for Lighting Improvements at Branch Brook Park (the "Services") for the Department of Public Works; and

WHEREAS, the County's Office of Purchasing has publicly advertised for bids for the Services; and

WHEREAS, the County has received from three (3) vendors, written responses to the aforesaid advertisement for bids; and

WHEREAS, the County's Office of Purchasing through the Department of Public Works recommends the Board of Chosen Freeholders award the contract for the Services to Sita Construction Company, Inc., the lowest responsive and responsible bidder; and

WHEREAS, the Chief Financial Officer has certified the availability of funds to pay such contract (which certification is attached hereto); and

WHEREAS, the New Jersey Public Contracts Law (N.J.S.A. 40a: 11-1 et. seq.) requires that the Board of Chosen Freeholders by resolution approve the awarding of a contract for the provision or performance of any goods or services, the cost of which in the aggregate exceed the statutory bidding threshold; now, therefore, be it.

RESOLVED, by the Essex County Board of Chosen Freeholders:

1. That the award of a Contract for the Services at a cost not to exceed \$675,450.00 to Sita Construction Company, Inc., the lowest responsive and responsible bidder, in accordance with the recommendation of the County's Office of Purchasing, be and hereby is approved, and that the Office of Purchasing be and it hereby is authorized to enter into and execute said contract as aforesaid together with such other documents incident thereto as may be necessary.
2. That the Clerk of the Board of Chosen Freeholders forward two (2) certified copies of this resolution and agreement to the Office of Purchasing and one copy to the Department of Public Works.

RECEIVED and FILED  
Office of the Clerk of the  
Board of Freeholders

SEP - 1 2015

COUNTY OF ESSEX

Approved as to form and legality Courtney Recomi Date 9/1/15

a/ ESSEX COUNTY COUNSEL

RECORD OF VOTE (X=Vote N.V.=Abstention ABS=Absent)

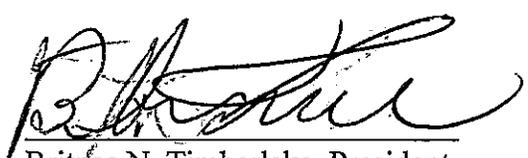
Moved By Freeholder Sebold  
 Second by Freeholder Richardson

Freeholder	Yes	No	N.V.	ABS	Freeholder	Yes	No	N.V.	ABS
Bobadilla				✓	Richardson	✓			
Gill, V.P.				✓	Sebold	✓			
Johnson	✓				Timberlake, Pres.	✓			
Jones	✓				Toro	✓			
Luciano	✓								

It is hereby certified that the foregoing Resolution was (✓) adopted ( ) defeated ( ) tabled by roll call vote at a Regular meeting of the Board of Chosen Freeholders of the County of Essex, New Jersey held on September 9, 2015.

Is Publication Required ( ) Yes ( ) No

Date Published \_\_\_\_\_

  
 Britnee N. Timberlake, President

Sita Construction

jf 8/31/15

HP 2015-00787

**MEMORANDUM OF AGREEMENT**

**BETWEEN**

**VENDOR**

**COUNTY**

NAME: Sita Construction Company, Inc  
ADDRESS 7 Yankee Maid Lane  
Goshen, NY 10924

County of Essex  
Hall of Records  
465 Dr. Martin Luther King Blvd.  
Newark, New Jersey 07102

BID #: 15-129  
DATE ADVERTISED June 30, 2015  
DATE RECEIVED: July 14, 2015  
PROJECT PERIOD: Ninety (90) Calendar Days from Date of Award  
BASIS OF AWARD: Lowest Responsible and Responsive Bidder  
COMMODITY Lighting Improvements at Branch Brook Park  
DESCRIPTION:

**CONDITIONS:**

The Essex County Chief Financial Officer has certified that funds are available for this expenditure (N.J.S.A. 5:30-5.1 et seq.).

The vendor identified above hereby agrees to comply with the terms and conditions of the bid specifications, advertisement, and vendor's proposal, as submitted by the vendor listed above, under the bid number stated above, which are incorporated herein and made part hereof, and to faithfully perform the obligations therein to furnish and deliver the good or service listed above.

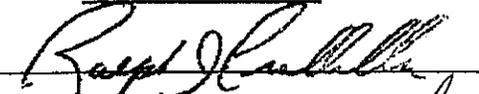
**The award of this contract is subject to the approval of the Essex County Board of Chosen Freeholders by resolution** and such resolution will be prepared and presented to the Board at its regularly scheduled meeting. This contract becomes binding and effective upon adoption by resolution of the Board of Chosen Freeholders, signature of the County Executive and attested to by the Clerk of the Board

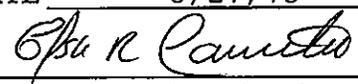
**PAYMENT TERMS:**

PROJECT PERIOD: Ninety (90) Calendar Days from Date of Award  
AWARDED ITEMS: Item # 1 - #20  
AMOUNT NOT TO EXCEED: \$675,450.00  
MONTHLY PAYMENT: N/A  
ANNUAL PAYMENT: N/A  
TOTAL AWARD TO ALL VENDORS UNDER THIS BID: \$675,450.00

**ESSEX COUNTY**

**VENDOR**

DATE   
**RALPH J. CIALLELLA**  
Joseph N. DiVincenzo Jr.  
Essex County Executive

SITA Construction CO, INC.  
DATE 8/27/15  
  
Authorized Vendor Signature  
Elsa R. Carretero, President

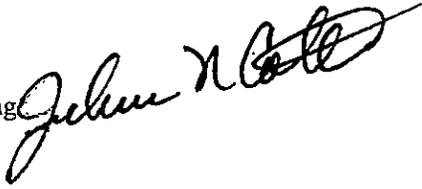
ATTEST:   
Deborah Davis Ford - Clerk of the Board

WITNESS:   
Sandra Carretero, VP

To: Ralph Ciallella  
County Administrator

Essex County

From: Julius N. Coltre  
A/Director of Purchasing



DEPARTMENT: \_\_\_\_\_  
Dept. of Public Works  
DIVISION: \_\_\_\_\_

August 28, 2015

Subject: Lighting Improvements at Branch Brook Park  
Bid File# 15-129

**Introduction:**

The Essex County Department of the Public Works has requested to contract for Lighting Improvements at Branch Brook Park from Bloomfield Ave. Bridge to Heller Parkway & from Franklin Ave. to Union Street as per specifications. In accordance with the Local Public Contract Law (N.J.S.A. 40A:11-1 et seq.), the County's Office of Purchasing advertised for bids on June 30, 2015. Three (3) bidders responded from seven (7) potential bidders who received specifications. All vendors responded from the public advertisement and the purchasing portal notification. The minority status of this awarded vendor cannot be determined. The following information has been obtained:

Vendor:	Total Bid Price (line items: 1-20)
Sita Construction Co., Inc.	\$675,450.00
Zenith Construction Services, Inc.	\$747,675.00
Tec-Con Contractors, Inc.	\$1,058,426.50

Completed copies of bid proposals are available in the Office of Purchasing for review. All Affirmative Action requirements have been met.

Project to be completed in (90) calendar days after notice of award to proceed

Please Note: A mathematical error was corrected by the Public Works Engineering Department Unit prices prevail, therefore the correct total is reflected in the Memorandum of Agreement.

Resett  
15-00707

**Recommendation:**

Based upon the recommendation of the Director of Public Works which is attached hereto and after reviewing the submitted bids, it is recommended that the Board of Chosen Freeholders award by resolution contract to: Sita Construction Co., Inc. 7 Yankee Maid Lane, Goshen, N.Y. 10924.

**Reason for Recommendation:**

The Essex County Department of Public Works has determined that this vendor has met the requirements of the advertised specifications to complete the project for Lighting Improvements at Branch Brook Park, Newark, N.J.

**Fiscal Impact:**

Funding for this project will be determined by the Essex County Treasurer as instructed by the Essex County Department of Public Works.

**Alternative:**

There is no alternative to procure this service except to advertise & solicit bids under the "fair & open bidding process in compliance with the Local Public Contracts Law.

**History:**

This vendor has had several awards in the past with Essex County.

JNC:cmc

Attachment: memorandum of agreement (3 originals), political contribution disclosure, price pages, copy of performance bond, business registration certificate, affirmative action.