

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MOUNT OLIVE
REJECTING ALL BIDS FOR THE PROVISION OF WASTEWATER MEMBRANE MODULES**

WHEREAS, the Township received solicited for the rebid on provision of wastewater membrane modules; and

WHEREAS, one (1) sealed bid was received and opened on October 3, 2016, in accordance with the advertised date for acceptance of bids from the following vendor:

- (1) Zenon Environmental Corporation \$73,295

WHEREAS, the Qualified Purchasing Agent and Township Attorney find and declare that this one bid was not qualified due to a material, incurable inclusion of altered terms and conditions and items not called for in the bid proposal; and

WHEREAS, the Local Public Contracts Law, specifically N.J.S.A. §40A:11-13.2 authorizes a municipality to reject all bids; and

WHEREAS, under the Local Public Contracts Law, specifically N.J.S.A. §40A:11-5(3), a contract may be negotiated and awarded without public advertising for bids and bidding therefor if bids have been advertised on two (2) occasions and no bids have been received, or the governing body has rejected such bids on two (2) occasions because it has determined that the bids are not reasonable as to price based on the cost estimates prepared for or by the contracting agent prior to advertising for bidding, or there has been a combination of the two (2); and

WHEREAS, the Township of Mount Olive has now unsuccessfully received bids for Wastewater Membrane Modules on two (2) occasions as no responsible bids were received on August 23, 2016 or October 3, 2016.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Mount Olive, in the County of Morris, and State of New Jersey that all bids received for provision of Wastewater Membrane Modules be and are hereby rejected for the reasons stated herein; and

BE IT FURTHER RESOLVED that the Township Administration is authorized to engage in negotiations for a contract for provision of Wastewater Membrane Modules as authorized by N.J.S.A. §40A:11-5.

TOWNSHIP OF MOUNT OLIVE

Joe Nicastro, Council President

I hereby certify the above to be a true copy of a resolution passed by the Mount Olive Township Council at a duly convened meeting held on October 18, 2016.

Michelle Masser, Township Clerk