

**A RESOLUTION OF THE TOWNSHIP OF MOUNT OLIVE, IN THE COUNTY  
OF MORRIS AND STATE OF NEW JERSEY, REJECTING 1<sup>ST</sup> AND 2<sup>ND</sup> PLACE BIDS AND AWARDING  
MULTI TERRAIN LOADER BID CONTRACT TO FOLEY INC.**

**WHEREAS**, the Township has received bids for a Multi Terrain Loader on June 30, 2015;  
and

**WHEREAS**, the lowest bid received from Hoffman Equipment in the amount of \$93,816.54 was deemed not responsive to the bid as there possessed a fatal flaw in not responding to the legally advertised and disseminated bid addendum; and

**WHEREAS**, the second lowest bidder, Jesco incorporated submitted a bid in the amount of \$110,775.00 that was not responsive to the bid request and provided a bid for equipment that was deemed not equivalent or better, as provided for in the bid technical specifications; and

**WHEREAS**, Foley Inc the third lowest bidder, submitted a bid in the amount of \$110,400.00 and provided for a bid submittal that was both responsive and met the standard of responsible, under the definitions of the Local Public Contract Law N.J.S.A. 40A:11-1 et seq., and the bid is within the budget as anticipated in the 2015 Capital Budget Plan of the Township of Mount Olive;

**NOW THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Mount Olive, Morris County, that:

- The lowest bid submitted by Hoffman Equipment is hereby rejected under 40A:11-23.2 (e ) as unresponsive to issued addenda.
- The second lowest bid Jesco incorporated is hereby rejected as “Unresponsive” to bid specifications as issued.
- The bid is awarded in the amount of \$111,400.00 to Foley Incorporated.

This Resolution shall take effect immediately.

\_\_\_\_\_  
JOE NICASTRO  
Mount Olive Township 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 July 7, 2015.

\_\_\_\_\_  
MICHELLE MASSER  
Mount Olive Township Deputy Municipal Clerk