

**TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY**

RESOLUTION No. 2023-180

A motion was made by Deputy Mayor McEvoy; seconded by Councilman Roman that the following resolution be adopted:

**RESOLUTION RATIFYING AND REAFFIRMING RESOLUTION No. 2023-176 AWARDED CONTRACT NO. 2023-03 ENTITLED
"RECONSTRUCTION OF BALSTON DRIVE, WINDMERE ROAD AND
WHITNEY TERRACE"**

WHEREAS, on October 12, 2023 the Township of Verona received bids for Contract 2023-03 – Reconstruction of Balston Drive, Windemere Road and Whitney Terrace; and

WHEREAS, eight (8) bids were received for Contract 2023-03; and

WHEREAS, the lowest responsive and responsible bid was submitted by Crossroads Paving, 296 South Street, Suite 169, Newark, NJ 07105 in the base bid amount of \$721,803.75; and

WHEREAS, the Township Engineer reviewed the bids and recommended that the Contract award be made to Crossroads Paving, as the lowest responsive and responsible bid; and

WHEREAS, on October 20, 2023, least three quarters of the Council determined that it was necessary and appropriate to call an emergency meeting of the Council because the Township wanted to award Contract #2023-03, entitled "Reconstruction of Balston Drive, Windemere Road and Whitney Terrace" to secure \$300,000 in funding in the form of a grant from the NJDOT towards the project; and

WHEREAS, if the Township failed to award the contract on or before Saturday, October 21, 2023, the Township would have potentially lost \$300,000 in funding which would have created a substantial financial harm to the public interest; and

WHEREAS, the Council was unaware of the deadline to make the award and therefore could not reasonably have foreseen the need for a meeting at a time when adequate notice could have been provided to made the award; and

WHEREAS, based upon the above referenced factual scenario on October 20, 2023, the Council awarded Contract #2023-03, entitled "Reconstruction of Balston Drive, Windemere Road and Whitney Terrace"; and

WHEREAS, the Township Attorney recommends ratifying and reaffirming Resolution No. 2023-176 so that members of the public who were unable to attend or otherwise did not get notice of the emergency meeting are informed of the Council's previous action and have the opportunity to address the Council on the topic; and

WHEREAS, the Township Attorney also recommends ratifying and reaffirming Resolution No. 2023-176 to correct any potential procedural or other issues that may have occurred in calling the emergency meeting; and

WHEREAS, based upon the Township Attorney's recommendation, the Council desires to ratify and reaffirm Resolution No. 2023-176 awarding Contract No. 2023-03 entitled "Reconstruction of Balston Drive, Windemere Road and Whitney Terrace" by the passage of this Resolution.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Verona, in the County of Essex, New Jersey that the award of contract made by way of Resolution No. 2023-176 for Contract No. 2023-03 made to Crossroads Paving, 296 South Street, Suite 169, Newark, NJ 07105 in the base bid amount of \$721,803.75 is hereby ratified and reaffirmed.


ROLL CALL:

AYES: McGrath, Roman, McEvoy, Tamburro

NAYS:

ABSTAIN (Recuse): Holland

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT A REGULAR MEETING HELD ON OCTOBER 30, 2023.


JENNIFER KIERNAN
MUNICIPAL CLERK

