

**THE COMMISSIONERS OF FIRE DISTRICT NO. 3
IN THE TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, NEW JERSEY**

RESOLUTION # 2016-03

**RESOLUTION OF THE COMMISSIONERS OF FIRE DISTRICT NO. 3, IN
THE TOWNSHIP OF LOWER, COUNTY OF CAPE MAY, NEW JERSEY
AUTHORIZING AWARD OF THE CONTRACT FOR RENOVATIONS TO
THE ERMA FIREHOUSE**

BACKGROUND

WHEREAS, The Commissioners of Fire District No. 3, in the Township of Lower, County of Cape May, State of New Jersey (the "Board" when referring to the governing body and "Fire District" when referring to the legal entity governed by the Board), pursuant to N.J.S.A. 40A:11-1 et seq., advertised for and received bids for renovations to the Erma Volunteer Firehouse located at 415 Breakwater Road, Lower Township, New Jersey, including, but not limited to, the renovation and/or replacement of the roof, doors, engine bay floors, lighting and utility systems as more fully described in the bid specifications prepared by Robbie Conley Architect, LLC (the "Project"); and

WHEREAS, the Project was approved by the voters of the Fire District at an annual election held on February 16, 2013; and

WHEREAS, the public bids were received on February 3, 2016 at the office of Robbie Conley Architects at 2:00 pm on February 3, 2016 and opened at the Erma Firehouse at 4:00 pm; and

WHEREAS, the lowest responsive and responsible bidder is Merrell & Garaguso, Inc. with a total bid in the amount of \$1,206,150.

WHEREAS, the Project architect and legal counsel of the Fire District have reviewed the bids and the supporting bid documentation and recommend that the contract be awarded to Merrell & Garaguso, Inc.; and

WHEREAS, the Fire District intends to permanently finance the costs of the Project through the issuance and sale of its general obligation and to make the contract award for the Project contingent upon obtaining such financing; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioner of Fire District No. 3, in the Township of Lower, County of Cape May, State of New Jersey, pursuant to the Fire District Law and Local Public Bidding Law, as follows:

1. That the Board hereby awards a contract for the total bid amount of \$1,206,150 to Merrell & Garaguso, Inc. to provide General Construction services in connection with the Project pursuant to the terms of their bid and the bid specifications.
2. The contract, and this contract award is contingent upon and subject to approval of the Local Finance Board and the Fire District's receipt of binding commitments for funding of the Project in an aggregate amount sufficient to pay, together with legally available funds of the Fire District, if any, for the payment of all costs associated with the development and construction of the Project.
3. This Resolution memorialized action taken by the Fire District at a meeting which took place February 16, 2016 and shall take effect immediately upon adoption this 16th day of February 2016.
4. Notice of this resolution shall be published in the official newspaper of the Fire District.

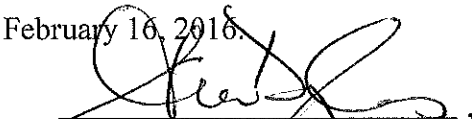
5. All actions heretofore taken and documents prepared or executed by or on behalf of the Fire District by the members of the Board or by the Fire District's professional advisors, in connection with the award of contract, are hereby ratified, confirmed, approved and adopted, in all respects.

6. The Chairman, Vice Chairman, Secretary and Treasurer are each hereby authorized to determine all matters and execute all documents and instruments in connection with the Bonds not determined or otherwise directed to be executed by the Fire District Law, or by this or any subsequent resolution, and the signatures of the Chairman, Vice Chairman, Secretary and Treasurer on such documents or instruments shall be conclusive as to such determinations.

7. All other resolutions, or parts thereof, inconsistent herewith are hereby rescinded and repealed to the extent of any such inconsistency.

8. This Resolution shall take effect immediately upon adoption this 16th day of February, 2016.

I hereby certify the foregoing to be the original resolution adopted by the Board of Commissioners of Fire District No. 3 at a meeting held February 16, 2016.


Steven Douglass, Secretary

	MOTION	SECOND	YEA	NAY	ABSTAIN	ABSENT
Robertson	✓		✓			
G. Douglass		✓	✓			
S. Douglass			✓			
Van Mourik						✓
Sweeten			✓			