

THE TOWNSHIP OF EWING

Municipal Complex
2 Jake Garzio Drive
Ewing, NJ 08628



Phone: (609) 883-2900
Admin. Fax: (609) 538-0729
Clerk Fax: (609) 771-0480
Web Address: www.ewingnj.org

May 23, 2023

Kayleigh Mulroy
Opra+request-43634-15d2354d@requests.opramachine.com

Re: OPRA Request

Dear Ms. Mulroy:

The Ewing Township Clerk's Office received your OPRA Request on May 23, 2023. The official records Custodian, Kim Macellaro, received your request on May 23, 2023. As such, the seven (7) business day deadline to respond to your request is June 2, 2023. We are satisfying this request on the zero (0) business day which is today, Tuesday, May 23, 2023.

Your OPRA request sought access to the following:

Please send the final and compiled bid tabulation (Bid Tally and Bid Tally Sheets), including all quantities and unit pricing for each bidder, for Banchoff Park Tennis Court Improvements that was submitted on 3/3/21

Please see the response attached. Please note that the first bid of 3/3/21 was rejected. It was re-bid on March 30, 2021 and the award and bid tabulation is attached. Thank you.

These records are being transmitted to you via email and pursuant to N.J.S.A. 47:1A-5.b, the cost associated with this request is zero (\$0.00) dollars and zero cents (\$0.00).

If your request for access to a government record has been denied or unfilled within the seven (7) business days required by law, you have a right to challenge the decision by the Ewing Township Clerk's Office to deny access. At your option, you may either institute a proceeding in the Superior Court of New Jersey or file a complaint with the Government Records Council (GRC) by completing the Denial of Access Complaint Form. You may contact the GRC by toll free telephone at 866-850-0511, by mail at P.O. Box 819, Trenton, NJ 08625, by email at grc@dca.state.nj.us, or at their website at www.state.nj.us/grc. The GRC can also answer other questions about the law. All questions regarding complaints filed in Superior Court should be directed to the Court Clerk in your County.

If you should have any questions or need additional assistance, please do not hesitate to contact this office at (609)538-7609.

Respectfully,

Kim J. Macellaro, CMC
Ewing Municipal Clerk

**SUMMARY OF BIDS RECEIVED ON 3/3/2021 AT 11:00 am BY THE
MUNICIPALITY OF EWING, COUNTY OF MERCER FOR:**

**BID:
Banchoff Park Tennis Court Improvements**

<i>NAME OF BIDDER</i>	<i>AMOUNT</i>	<i>BID BOND</i>	<i>BRC</i>
Flanagan's Contracting Group Inc. 90 Old Camplain Road Hillsborough, NJ 08844	\$458,631.00	Yes	Yes
Halecon, Inc. 136 Billian Street Bridgewater, NJ 08807	\$346,780.00	Yes	Yes

Present for bid opening: Alex Deangelis, QPA/Finance
Kim J. Macellaro, Municipal Clerk
Doug Johnson, RVE

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A RESOLUTION REJECTING ALL BIDS RECEIVED IN RESPONSE TO THE TOWNSHIP'S REQUEST FOR BIDS FOR BANCHOFF PARK TENNIS COURT IMPROVEMENTS

Resolution #21R-57 WHEREAS, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*, the Township of Ewing (the "Township") solicited bids for the award of a contract for Banchoff Park Tennis Court Improvements; and

WHEREAS, on March 3, 2021, the Township received two (2) bids in response to said solicitation; and

WHEREAS, the Township received a bid from Halecon, Inc., 136 Billian Street, Bridgewater, NJ 08807, in the amount of \$346,780.00, and a bid from Flanagan's Contracting Group Inc., 90 Old Camplain Road, Hillsborough, NJ 08844, in the amount of \$458,631.00; and

WHEREAS, both bids received were in excess of the engineer's estimate for the requested work, as well as the allocated funds for such work; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2 the Township may reject all bids where, among other reasons, the lowest bid substantially exceeds the cost estimates for the requested work, as well as the allocated funds for such work; and

WHEREAS, the Township recommends the rejection of all bids.

NOW THEREFORE, BE IT RESOLVED, by the Ewing Township Council that the Township hereby rejects all bids received in response to the Township's bid solicitation for the for Banchoff Park Tennis Court Improvements and authorizes the Township to rebid the project as appropriate.

IT IS SO RESOLVED.

Certification:

I, Kim J. Macellaro, Municipal Clerk of the Township of Ewing, hereby certify that the above is a true copy of a Resolution adopted by the Governing Body of the Township of Ewing at a Regular Meeting of the Municipal Council of the Township of Ewing, County of Mercer, State of New Jersey held on the 9th day of March 2021.


Kim J. Macellaro, CMC
Municipal Clerk



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Ewing, NJ 08628



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A RESOLUTION AUTHORIZING THE AWARD OF A PUBLIC CONTRACT FOR BANCHOFF PARK TENNIS COURT IMPROVEMENTS READVERTISEMENT TO SHORE TOP CONSTRUCTION CORP. IN THE AMOUNT OF \$282,296.00

Resolution #21R-72 WHEREAS, the Township of Ewing (the "Township") has determined that the tennis courts at Banchoff Park are in need of improvement; and

WHEREAS, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*, the Township solicited bids for the award of a contract for Banchoff Park Tennis Court Improvements; and

WHEREAS, on March 3, 2021, the Township received two (2) bids in response to said solicitation; and

WHEREAS, the bids received were in excess of the engineer's estimate for the requested work, as well as the allocated funds for such work; and

WHEREAS, pursuant to N.J.S.A. 40A:11-13.2, the Township by Resolution #21R-57, rejected all bids received in response to the Township's bid solicitation and directed the rebid of the project; and

WHEREAS, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, *et seq.*, the Township solicited bids for the award of a contract for Banchoff Park Tennis Court Improvements Readvertisement; and

WHEREAS, on March 30, 2021, the Township received three (3) bids in response to said solicitation; and

WHEREAS, the Township received a bid from Halecon, Inc., 136 Billian Street, Bridgewater, NJ 08807, in the amount of \$396,665.00, a bid from American Athletic Courts, Inc., 2050 Rt. 206, Vincentown, NJ 08088, in the amount of \$362,215.00, and a bid from Shore Top Construction Corp., 23 Yellowbrook Road, Freehold, NJ 07728, in the amount of \$282,296.00; and

WHEREAS, the bid from Shore Top Construction Corp. was found to be a responsive and responsible bid that met all the minimum bid requirements; and

WHEREAS, Remington & Vernick Engineers, Inc. (the "Engineer") tabulated the bids received, and issued a "Recommendation to Award" the contract for Banchoff Park Tennis Court Improvements Readvertisement to Shore Top Construction Corp. in the amount of \$282,296.00, representing Items 1 through 28 of the Bas Bid, as the lowest responsible bidder; and

WHEREAS, the Township recommends award of the contract for the Banchoff Park Tennis Court Improvements to Shore Top Construction Corp. of 23 Yellowbrook Road, Freehold, NJ 07728, in the amount of \$282,296.00, representing Items 1 through 28 of the Bas Bid, as the lowest responsible bidder; and

WHEREAS, the Chief Financial Officer has supplied a certification of availability of funds indicating that sufficient funds exist for the award of this contract.

NOW THEREFORE, BE IT RESOLVED, by the Ewing Township Council that:

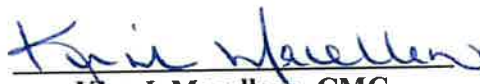
1. The Township is authorized to award a contract to Shore Top Construction Corp. for the Banchoff Park Tennis Court Improvements Readvertisement in the amount of \$282,296.00, representing Items 1 through 28 of the Bas Bid.
2. The Mayor and Clerk are authorized to execute all necessary documents to effectuate this award.

IT IS SO RESOLVED.

Certification:

I, Kim J. Macellaro, Municipal Clerk of the Township of Ewing, hereby certify that the above is a true copy of a Resolution adopted by the Governing Body of the Township of Ewing at a Regular Meeting of the Municipal Council of the Township of Ewing, County of Mercer, State of New Jersey held on the 13th day of April 2021.




Kim J. Macellaro, CMC
Municipal Clerk

TOWNSHIP OF EWING
Chief Financial Officer Certification #2021-4-2

I, Joanna K. Mustafa, Chief Financial Officer of the Township of Ewing, County of Mercer, do hereby certify as follows:

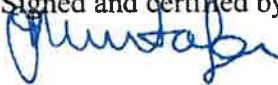
That funding is available via various funding sources in the General Capital Fund under the following accounts:

Ord 2020 – 09 Various Improvements
30569305 – 2020 Road Program
TOTAL - \$282,296.00

I have determined that Township Council may authorize the above-described expenditure against the aforesaid line item account.

Now, therefore, based on the foregoing, I do hereby certify adequate funds are currently available for the purposes and in the line item amounts specified above, and further, that I shall encumber the same for a period of sixty (60) days from the date of this certification or until an ordinance or resolution authorizing the expenditure described about is enacted, whichever event shall occur sooner.

Signed and certified by me this 8th day of March 2021



Joanna K. Mustafa, CMFO



**REMINGTON
& VERNICK
ENGINEERS**

The Presidential Center, Lincoln Building
Suite 600, 101 Route 130
Cinnaminson, NJ 08077
O: (856) 303-1245
F: (856) 303-1249

March 30, 2021

Mr. Jim McManimon, Business Administrator
Township of Ewing
2 Jake Garzio Drive
Ewing, New Jersey 08628

**Re: Township of Ewing
Banchoff Park Tennis Court Improvements Readvertisement, Recommendation to Award
RVE No. 1102 T 064**

Dear Mr. McManimon:

We have tabulated the bids received on March 30, 2021 regarding the above-referenced project and find the apparent low bidder to be Shore Top Construction Corp, 23 Yellowbrook Road, Freehold, New Jersey 07728.

The project consists of improvements to the tennis courts at Banchoff Park and repainting/restriping of courts at the Ewing Senior Community Center (ESCC).

In accordance with Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq, the contract should be awarded to the lowest responsible bidder, which appears to be Shore Top Construction Corp, 23 Yellowbrook Road, Freehold, New Jersey 07728.

If the Municipality decides to award the Base Bid improvements, the resolution should indicate award to: Shore Top Construction Corp, 23 Yellowbrook Road, Freehold, New Jersey 07728, in the amount of \$282,296.00 representing Items 1 through 28 of the Base Bid.

Should the Township decide to award a contract, the award should be contingent upon review and approval by the Township Attorney and funding being available. If you have any questions, please feel free to call me at (856) 303-1245.

Sincerely,

REMINGTON & VERNICK ENGINEERS



K. Wendell Bibbs, P.E., C.M.E.
Executive Vice President

KWB/kn

Enclosures

cc: Bert Steinmann, Mayor; Maeve E. Cannon, Esq., Township Attorney; Joanna Mustafa, Township CFO; Kim Macellaro, Clerk; Carol Kohler, Finance; Lou Rodia, RVE; Joe Barbadoro, RVE; Doug Johnson, RVE



BID TABULATION

PROJECT NAME:
BANCROFT PARK TENNIS COURT IMPROVEMENTS
PROJECT NUMBER:
1102T064
CLIENT:
TOWNSHIP OF EWING

Shore Top Construction Corp.
23 Yellowbrook Road
Freehold, NJ 07728
(732) 835-2600
(732) 377-7774 Fax

American Athletic Courts Inc.
2050 Route 206
Vincentown, NJ 08088
(609) 859-1414
(609) 859-1791 Fax

Halecon Inc.
136 Billion Street
Bridgewater, NJ 08801
(732) 302-1234
(732) 302-0066 Fax

BASE BID

#	DESCRIPTION	QUANTITY & UNITS	Shore Top Construction Corp.		American Athletic Courts Inc.		Halecon Inc.	
			UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1	SILT FENCE	1100 LF	\$1.00	\$1,100.00	\$3.00	\$3,300.00	\$3.50	\$3,850.00
2	CONSTRUCTION DRIVEWAY	55 TON	\$10.00	\$550.00	\$100.00	\$5,500.00	\$170.00	\$9,350.00
3	FUEL PRICE ADJUSTMENT	1 DOLL	\$400.00	\$400.00	\$400.00	\$400.00	\$400.00	\$400.00
4	REMOVAL OF EXISTING TENNIS NET POSTS	1 LS	\$10,000.00	\$10,000.00	\$12,000.00	\$12,000.00	\$5,000.00	\$5,000.00
5	EXCAVATION UNCLASSIFIED	500 CY	\$10.00	\$5,000.00	\$65.00	\$32,500.00	\$90.00	\$45,000.00
6	I-14 SOIL AGGREGATE	300 CY	\$10.00	\$3,000.00	\$50.00	\$15,000.00	\$1.00	\$300.00
7	HMA MILLING, MORE THAN 3" TO 6"	1725 SY	\$20.00	\$34,500.00	\$13.00	\$22,425.00	\$15.00	\$25,875.00
8	GEOTEXTILE, ASPHALT STABILIZATION (CARTHAGE MILLS FX-A/O), OR APPROVED EQUAL	1725 SY	\$4.00	\$6,900.00	\$4.00	\$6,900.00	\$3.00	\$5,175.00
9	BITUMINOUS CONCRETE PAVEMENT RECLAMATION, 6" THICK	1725 SY	\$20.00	\$34,500.00	\$16.00	\$27,600.00	\$10.00	\$17,250.00
10	TACK COAT	260 GAL	\$2.00	\$520.00	\$6.00	\$1,560.00	\$5.00	\$1,300.00
11	HOT MIX ASPHALT 9.5 M 64 SURFACE COURSE, 2" THICK	200 TON	\$200.00	\$40,000.00	\$190.00	\$38,000.00	\$155.00	\$31,000.00
12	HOT MIX ASPHALT SIDEWALK, 4" THICK, IF & WHERE DIRECTED	20 SY	\$100.00	\$2,000.00	\$150.00	\$3,000.00	\$34.00	\$680.00
13	CONCRETE SIDEWALK, 4" THICK	65 SY	\$80.00	\$5,200.00	\$95.00	\$6,175.00	\$195.00	\$12,675.00
14	CHAIN-LINK FENCE, PVC-COATED STEEL, 10' HIGH, BLACK	500 LF	\$90.00	\$45,000.00	\$112.00	\$56,000.00	\$125.00	\$62,500.00
15	GATE, CHAIN-LINK FENCE, PVC-COATED STEEL, 4' WIDE, BLACK	2 UN	\$600.00	\$1,200.00	\$1,600.00	\$3,200.00	\$630.00	\$1,260.00
16	GATE, CHAIN-LINK FENCE, PVC-COATED STEEL, 12' WIDE, BLACK	1 UN	\$1,100.00	\$1,100.00	\$2,000.00	\$2,000.00	\$1,250.00	\$1,250.00
17	ACRYLIC CRACK PATCH (SPORTMASTER SPORT SURFACES, OR APPROVED EQUAL	435 LF	\$22.00	\$9,570.00	\$12.00	\$5,220.00	\$14.00	\$6,090.00



BID TABULATION

PROJECT NAME:
 BANCROFT PARK TENNIS COURT IMPROVEMENTS
 PROJECT NUMBER:
 1102T064
 CLIENT:
 TOWNSHIP OF EWING

Shore Top Construction Corp. 23 Yellowbrook Road Freehold, NJ 07728 (732) 835-2600 (732) 377-7774 Fax	American Athletic Courts Inc. 2050 Route 206 Vincentown, NJ 08088 (609) 859-1414 (609) 859-1791 Fax	Halecon Inc. 136 Billion Street Bridgewater, NJ 08801 (732) 302-1234 (732) 302-0066 Fax
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18	ACRYLIC COURT RESURFACER (2 COATS), COLOR COATING (2 COATS) AND LINE STRIPING	3725	SY	\$14.00	\$52,150.00	\$15.00	\$55,875.00	\$22.00	\$81,950.00
19	TENNIS NET POSTS (1 PAIR), 10-S TENNIS SUPPLY (PRODUCT #DK2005) WITH POST SLEEVE OR APPROVED EQUAL, COMPLETE & INSTALLED	2	UN	\$3,000.00	\$6,000.00	\$2,500.00	\$5,000.00	\$2,300.00	\$4,600.00
20	TENNIS NET WITH CENTER STRAP AND GROUND ANCHOR, 10-S TENNIS SUPPLY (PRODUCT #AL3004 & #CP1003) OR APPROVED EQUAL, COMPLETE & INSTALLED	2	UN	\$800.00	\$1,600.00	\$1,500.00	\$3,000.00	\$300.00	\$600.00
21	OUTDOOR DRINKING FOUNTAIN (MOST DEPENDABLE FOUNTAINS, INC., MODEL 440 SM, COLOR "GREEN", WITH ATTACHED PET FOUNTAIN & JUG FILLER, OR APPROVED EQUAL)	1	UN	\$12,000.00	\$12,000.00	\$5,800.00	\$5,800.00	\$7,000.00	\$7,000.00
22	WATER SERVICE CONNECTION, COMPLETE & INSTALLED	1	UN	\$4,000.00	\$4,000.00	\$3,500.00	\$3,500.00	\$7,000.00	\$7,000.00
23	TREE REMOVAL, OVER 12" TO 24"	7	UN	\$400.00	\$2,800.00	\$600.00	\$4,200.00	\$2,000.00	\$14,000.00
24	TREE REMOVAL, OVER 24" TO 36"	3	UN	\$600.00	\$1,800.00	\$1,200.00	\$3,600.00	\$3,000.00	\$9,000.00
25	BORROW TOPSOIL	455	CY	\$1.00	\$455.00	\$33.00	\$15,015.00	\$40.00	\$18,200.00
26	TOPSOIL SPREADING, 5" THICK	3170	SY	\$0.10	\$317.00	\$5.00	\$15,850.00	\$4.00	\$12,680.00
27	FERTILIZING & SEEDING, TYPE A-3	3170	SY	\$0.10	\$317.00	\$2.00	\$6,340.00	\$2.00	\$6,340.00
28	STRAW MULCH	3170	SY	\$0.10	\$317.00	\$1.50	\$4,755.00	\$2.00	\$6,340.00
BASE BID TOTAL:					\$282,296.00	362,215.00	\$363,715.00		\$396,665.00

Recall 6/2/23

clerk
5/23/23

OPRA request - Bid Tabulation Results for Banchoff Park Tennis Court Improvements

Kayleigh Mulroy <opra+request-43634-15d2354d@requests.opramachine.com>

Tue 5/23/2023 12:53 PM

To: Kim Macellaro <kmacellaro@ewingnj.org>

[You don't often get email from opra+request-43634-15d2354d@requests.opramachine.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

This is a request for public records made under OPRA and the common law right of access. Please acknowledge receipt of this message.

Records requested:

Please send the final and compiled bid tabulation (Bid Tally and Bid Tally Sheets), including all quantities and unit pricing for each bidder, for Banchoff Park Tennis Court Improvements that was submitted on 3/3/21.

Below is an example of the format we are looking for that the engineer usually creates at the completion of the bid:

				BIDDER 1		BIDDER 2	

Item	Description	QNT	UNIT	AMOUNT	UNIT	AMOUNT	

Please send all documents electronically.

Thanks,
PPA



Please deliver records electronically via email to the below UNIQUE address for all replies to this request:

opra+request-43634-15d2354d@requests.opramachine.com

Is kmacellaro@ewingnj.org the wrong address for OPRA requests to Ewing Township? If so, please contact us using this form:

<https://gcc02.safelinks.protection.outlook.com/?>

[url=https%3A%2F%2Fopramachine.com%2Fchange_request%2Fnew%3Fbody%3Dewing_township&data=05%7C01%7Ckmacellaro%40ewingnj.org%7Ced908d88862c4c3dcfe908db5bae434a%7Cc04669056507453d92197b6952b5dd80%7C0%7C0%7C638204576249568372%7CUnknown%7CTWFpbGZsb3d8eyJWljojMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6IjEhaWwiLCJXVCI6Mn0%3D%7C3000%7C%7C%7C&sdata=02mYyAhNkCj86Pwk8gVkOpYyXpwFGSrl9WuMlZi90xE%3D&reserved=0](https%3A%2F%2Fopramachine.com%2Fchange_request%2Fnew%3Fbody%3Dewing_township&data=05%7C01%7Ckmacellaro%40ewingnj.org%7Ced908d88862c4c3dcfe908db5bae434a%7Cc04669056507453d92197b6952b5dd80%7C0%7C0%7C638204576249568372%7CUnknown%7CTWFpbGZsb3d8eyJWljojMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6IjEhaWwiLCJXVCI6Mn0%3D%7C3000%7C%7C%7C&sdata=02mYyAhNkCj86Pwk8gVkOpYyXpwFGSrl9WuMlZi90xE%3D&reserved=0)

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[url=https%3A%2F%2Fopramachine.com%2Fhelp%2Fofficers&data=05%7C01%7Ckmacellaro%40ewingnj.org%7Ced908d88862c4c3dcfe908db5bae434a%7Cc04669056507453d92197b6952b5dd80%7C0%7C0%7C638204576249568372%7CUnknown%7CTWFpbGZsb3d8eyJWljojMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6IjEhaWwiLCJXVCI6Mn0%3D%7C3000%7C%7C%7C&sdata=5wT%2BivnQMQhmQrNbNMygfYp4bF1LAYSglTXp0ydAUyA%3D&reserved=0](https%3A%2F%2Fopramachine.com%2Fhelp%2Fofficers&data=05%7C01%7Ckmacellaro%40ewingnj.org%7Ced908d88862c4c3dcfe908db5bae434a%7Cc04669056507453d92197b6952b5dd80%7C0%7C0%7C638204576249568372%7CUnknown%7CTWFpbGZsb3d8eyJWljojMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6IjEhaWwiLCJXVCI6Mn0%3D%7C3000%7C%7C%7C&sdata=5wT%2BivnQMQhmQrNbNMygfYp4bF1LAYSglTXp0ydAUyA%3D&reserved=0)

View this OPRA request & responses online:

<https://gcc02.safelinks.protection.outlook.com/?>

[url=https%3A%2F%2Fopramachine.com%2Frequest%2Fbid_tabulation_results_for_banch&data=05%7C01%7Ckmacellaro%40ewingnj.org%7Ced908d88862c4c3dcfe908db5bae434a%7Cc04669056507453d92197b6952b5dd80%7C0%7C0%7C638204576249568372%7CUnknown%7CTWFpbGZsb3d8eyJWljojMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6IjEhaWwiLCJXVCI6Mn0%3D%7C3000%7C%7C%7C&sdata=OmSEKzVv8NjmdH4FTyFiYxJiMnLVW%2BFSAdZOvtD41k%3D&reserved=0](https%3A%2F%2Fopramachine.com%2Frequest%2Fbid_tabulation_results_for_banch&data=05%7C01%7Ckmacellaro%40ewingnj.org%7Ced908d88862c4c3dcfe908db5bae434a%7Cc04669056507453d92197b6952b5dd80%7C0%7C0%7C638204576249568372%7CUnknown%7CTWFpbGZsb3d8eyJWljojMC4wLjAwMDAiLCJQIjoiV2luMzliLCJBTiI6IjEhaWwiLCJXVCI6Mn0%3D%7C3000%7C%7C%7C&sdata=OmSEKzVv8NjmdH4FTyFiYxJiMnLVW%2BFSAdZOvtD41k%3D&reserved=0)

Please note that in some cases publication of requests and responses will be delayed.

If you find this service useful as an OPRA custodian, please ask your web manager to link to us from your organisation's website.
