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### Board of Supervisors Special Meeting Monday, July 10, 2023, 2:00 p.m.

In-person attendance: Supervisors Elaine DiMonte and Raymond McKay. Supervisor Ricki Stumpo was not in attendance. In-person attendance: Mark Knightly, Public Works Director/Roadmaster.

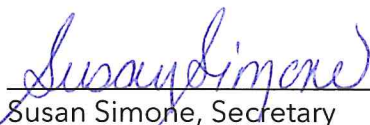
Public in-person attendance: 4

1. **Call to Order:** DiMonte called the meeting to order at 2:00 p.m.
2. **Sunshine Announcements:** no Sunshine Announcements.
3. **Announcements:** no announcements.
4. **Public Comment on Non-Agenda Items:** no public comment on non-agenda items.
5. **Consideration of Bids for the West Creek Road Gravix Retaining Wall Project:** DiMonte reported she did not attend the bid opening. The 4 bids submitted have been reviewed by the Township Solicitor and Township Engineer ("Consultants"). McKay offered that he attended the bid opening and that among the bidders, 3 were missing documents from their submissions. He added that the Township must be cognizant of the correct sequence and document submission given that LSA Grant Funding was awarded the Township by the State for this project. DiMonte offered that an even footing for all bidders is tantamount to limiting the Township's exposure to litigation. PUBLIC COMMENT: Steve Myers and Linda Moore asked and the Board responded that the bid in the amount of \$951,600.00 provided a complete submission however the bid was representative of the highest bid. Knightly noted and the Board agreed that it would be irresponsible for the Township to accept the highest bid. DiMonte pointed out that while the lower bids were missing documents, given that the bids were officially opened on June 21<sup>st</sup>, it is not feasible to retroactively correct the submissions. Myers asked and Board confirmed that the bid submissions do not reflect actual project materials. McKay commented that the LSA Grant from the State is \$500,000.00. While the low bids are near that threshold, the Township would be hard pressed to justify ~~awarding the project given that the low bidder~~ did not submit all the required documents. DiMonte added that the legalities of the bidding process generally require all requested documents be submitted at the time of the bid opening. Susan Nichols asked about the path forward to rebid the project. DiMonte indicated that the Solicitor will edit the framework of the text and add a checklist so that respondents have an opportunity to cross-check documents before submitting. DiMonte explained the timeline for legal advertising including the requirement for the solicitation to appear twice in the *The Daily Local News*. Alice Waegel asked if the project work can occur during the winter months. Knightly indicated that it can. To that end Myers asked if the bidders are required to provide a timeline. Knightly indicated that the construction timeline is determined at the pre-construction meeting after the project is awarded. The pre-construction meeting will include making accommodations for the school district vehicles if such accommodations are required. McKay pointed out that the road will not be closed. The easement agreement with the Milliner Family is in place to provide for emergency access only. First responders will be apprised of the availability of the Milliner Family easement for emergency response in the event the road is not accessible. Nichols offered that perhaps road closure will be needed in order for the contractor to off-load supplies and equipment. Knightly offered that is always a possibility but again, would be discussed at the pre-construction meeting.

With no further public comment, DiMonte moved, McKay seconded, to approve the adoption of Resolution 2023-09 rejecting bids for the West Creek Road Project and to authorize the immediate issuance of a revised solicitation for bids; motion carried.

Board agreed that with the addition of a cover page and checklist, responsive bidders should be able to take the steps necessary to resubmit a bid with the required documents. Myers requested clarification as to the paving schedule for West Creek Road in relation to the Gravix Wall Project. Knightly clarified the paving of the section of a portion of West Creek Road in 2024 related to the Project and outlined paving as well as chipping plans for the length of the Road through 2027. The road surface work through 2027 will also include Red Hawk Trail and Lian Drive. Knightly described the use of chip sealing and larger stone to improve the wearing course. Myers inquired and Knightly confirmed that the pipe crossing will be taken care of during the road paving.

6. **Adjournment:** at 2:24 p.m. DiMonte moved, McKay seconded, to adjourn the meeting; motion carried.

  
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 Susan Simone, Secretary

  
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 Elaine DiMonte, Chairwoman