RESOLUTION NO. 2025-111

RESOLUTION OF THE TOWNSHIP OF LITTLE EGG HARBOR, COUNTY OF OCEAN, STATE OF NEW JERSEY, AWARDING A CONTRACT FOR FY 2024 NJDOT MUNICIPAL AID ROAD PROGRAM – IMPROVEMENTS TO LEITZ BOULEVARD PROJECT TO EARLE ASPHALT COMPANY

WHEREAS, the Township of Little Egg Harbor duly advertised for the receipt of bids for FY 2024 NJDOT Municipal Aid Road Program - Improvements to Leitz Boulevard Project; and

WHEREAS, in response to the invitation to bidders, four (4) bids were received on April 4, 2025; and

WHEREAS, the bids have been reviewed by the Township Engineer and the Township Attorney, and it has been determined that Earle Asphalt Company submitted the lowest responsible bid in accordance with the bid specifications, said bid being \$516,213.13 for the FY 2024 NJDOT Municipal Aid Road Program - Improvements to Leitz Boulevard Project; and

WHEREAS, it is the desire of the governing body to award a contract for FY 2024 NJDOT Municipal Aid Road Program - Improvements to Leitz Boulevard Project to Earle Asphalt Company in the amount of \$516,213.13.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Township of Little Egg Harbor, County of Ocean, State of New Jersey as follows:

That the governing body does hereby award a contract for FY 2024 NJDOT
 Municipal Aid Road Program - Improvements to Leitz Boulevard Project to the lowest

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Rothstein, Mandell, Strohm, Halm & Cipriani, P.A

98 East Water Street Toms River, NJ 08753

responsible bidder, Earle Asphalt Company, in amount of \$516,213.13, subject to review and approval of the New Jersey Department of Transportation.

- 2. That the Mayor and the Township Clerk are hereby authorized to execute a contract with Earle Asphalt Company, in accordance with the bid submitted by Earle Asphalt Company for the FY 2024 NJDOT Municipal Aid Road Program Improvements to Leitz Boulevard Project.
- 3. That a Certificate of Availability of Funds executed by the Chief Financial Officer is annexed hereto. The following are the line item appropriations or ordinances which constitute the availability of funds for this contract:

DOT GRANT AND ORD 2024-28

4. That a certified copy of this resolution, together with a copy of the contract between the parties, shall be forwarded to the Chief Financial Officer, Township Engineer and Earle Asphalt Company.

CERTIFICATION

I, KELLY LETTERA, CMC, RMC, Township Clerk of the Township of Little Egg Harbor do hereby certify that the foregoing resolution was duly adopted by the Township of Little Egg Harbor Township Committee at a meeting hold on the 10th day of April, 2025.

KELLY LETTERA, CMC, RMC

Township Clerk

Little Egg Harbor Township

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98 East Water Street Toms River, NJ 08753

> o: 732,363,0777 f: 732,905,6555

CERTIFICATE OF AVAILABILITY OF FUNDS

I, RODNEY R. HAINES, Chief Financial Officer for the Township of Little Egg Harbor, do hereby certify that adequate funds are available for a contract with Earle Asphalt Company for FY 2024 NJDOT Municipal Aid Road Program - Improvements to Leitz Boulevard Project in the amount of \$516,213.13

The funds which are available for this contract are found in the following line item appropriations or ordinances:

NUDOT GRANT AND ORD 2024-28

RODNEY R. HAINES, Chief Financial Officer Township of Little Egg Harbor

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Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.

98 East Water Street Toms River, NJ 08753

AGREEMENT

	THIS AGREEMENT made this	day of	, 2025, by and
between	the TOWNSHIP OF LITTLE EGG HAR	BOR, a municipa	l corporation of the State
of New.	Jersey, having its principal offices located at	665 Radio Road	, Little Egg Harbor, New
Jersey, (8087, hereinafter referred to as "Township,	" and EARLE A	SPHALT COMPANY,
with a m	ailing address of P.O. Box 556, Farmingdal	e, New Jersey 07	7727, hereinafter referred
to as "Co	ontractor."		

WITNESSETH:

That and for and in consideration of the sum of FIVE HUNDRED SIXTEEN

THOUSAND TWO HUNDRED THIRTEEN AND 13/100 (\$516,213.13) DOLLARS,
which represents the Base Bid, the Contractor agrees to provide construction services for FY

2024 NJDOT Municipal Aid Road Program - Improvements to Leitz Boulevard, in accordance with the contract documents hereinafter set forth.

That for and in consideration of the amount payable under this agreement by the Township, the Contractor agrees, at its own proper cost and expense, and with due skill and diligence, that it will perform the construction services aforesaid in accordance with the contract documents and in compliance with this agreement.

The Contractor agrees to receive as full compensation the amount stated herein, namely, \$516,213.13, for the construction services provided to the Township for FY 2024 NJDOT Municipal Aid Road Program - Improvements to Leitz Boulevard. The Contractor shall be responsible for all loss or damage arising out of providing the construction services aforesaid or from any action of the elements; or from any unforeseen obstruction or difficulties which may be encountered of every description connected with providing the construction services aforesaid until the same have been accepted by the Township.

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To prevent all disputes and litigation, it is agreed by and between the parties to this agreement that the Township shall in all cases determine the services rendered and paid for under this agreement, and as to the interpretation of the plans and specifications.

The contract documents shall consist of the following:

- Notice to Bidders;
- 2 Bid Specifications;
- Contractor's Proposal (as accepted);
- Contract Agreement;
- All Addenda.

The parties to this agreement agree to submit all contractual disputes to non-binding mediation as an alternate dispute resolution in accordance with the provisions of P.L. 1997, c. 371. In the event the dispute is not resolved by the non-binding mediation within sixty (60) days, or such time as the parties may agree, either party can seek judicial relief.

The parties to this agreement agree to incorporate into this agreement the mandatory language of subsection 3.5(a) of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time, and the contractor or subcontractor agrees to comply fully with the terms, provisions and obligations of said subsection 3.4(a), provided that said subsection shall be applied subject to the terms of subsection 3.5(c) of said Regulations.

The parties to this agreement further agree to incorporate into this agreement the mandatory language of subsection 3.7(a) of the Regulations promulgated by the Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time, and the contractor or subcontractor agrees to comply fully with the terms, provisions and obligations of said subsection 3.7.

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The Contractor shall execute the Affirmative Action Agreement, Exhibit B attached hereto, which shall be incorporated herein by reference.

The Contractor shall submit a properly completed Affirmative Action Form AA-201 (Initial Project Workforce Report – Construction) prior to execution of this agreement. The Contractor agrees thereafter to submit once a month, prior to the receipt of any monthly payment, Affirmative Action Form AA-202 (Monthly Project Workforce Report).

The Contractor shall provide written notice to its subcontractors of the responsibility to submit proof of business registration to the Contractor. The requirement of proof of business registration extends down through all levels (tiers) of the project.

Before final payment on the contract is made by the Township, the Contractor shall submit an accurate list and the proof of business registration of each subcontractor or supplier used in the fulfillment of the contract, or shall attest that no subcontractors were used.

For the term of the contract, the Contractor and each of its affiliates, and a subcontractor and each of its affiliates, [N.J.S.A. 52:32-44(g)(3)] shall collect and remit to the Director, New Jersey Division of Taxation, the use tax due pursuant to the Sales and Use Tax Act on all sales of tangible personal property delivered into this State, regardless of whether the tangible personal property is intended for a contract with a contracting agency.

A business organization that fails to provide a copy of a business registration as required pursuant to Section 1 of P.L. 2001, c. 134 (C.52:32-44 *et al.*) or subsection e. or f. of Section 92 P.L. 1977, c.110 (C.5:12-92), or that provides false business registration information under the requirements of either of those sections, shall be liable for a penalty of \$25 for each day of violation, not to exceed \$50,000 for each business registration copy not properly provided under a contract with a contracting agency.

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This agreement, together w	ith the contract documents, form the contract and the
are as fully a part of this agreement as if	hereto attached or herein repeated.
The Township and the	Contractor for themselves, their heirs, executors
administrators, successors or assigns, he	ereby agree to the full performance of the covenant
herein contained.	
IN WITNESS WHEREO	OF, the parties hereto have executed this agreement.
WITNESS AND ATTEST:	TOWNSHIP OF LITTLE EGG HARBOR
	By
KELLY LETTERA, CMC, RMC Township Clerk (Seal)	DAN MAXWELL, Mayor
	EARLE ASPHALT COMPANY
	Dv

Secretary

President

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(Seal)

Rothstein, Mandell, Strohm, Halm & Cipriani, P.A.

98 East Water Street Toms River, NJ 08753



YOUR GOALS, OUR MISSION.

April 4, 2025

VIA EMAIL AND REGULAR MAIL

Mayor and Committee Township of Little Egg Harbor 665 Radio Road Little Egg Harbor, NJ 08087

Rodney Haines, Township Administrator/CFO

Re:

T&M File No. LEHT-01939

Recommendation of Award

FY 2024 NJDOT Municipal Aid Road Program -

Improvements to Leitz Boulevard

Township of Little Egg Harbor, Ocean County, New Jersey

Dear Mr. Haines:

As you are aware on Thursday April 3, 2025, at 9:30 AM, we received bids for the above referenced project. Four (4) bids were received as follows:

Contractor	Base Bid
. Earle Asphalt Co.	\$516,213.13
. Arawak Paving	\$516,700.00
. South State Inc.	\$655,000.00
Earle Asphalt Co.	\$658,201.00

I have enclosed herewith a complete Summary of Bids for the Committee's review and our engineer's estimate for the work was \$605,000.00. We note that the project includes storm drainage and roadway improvements on Leitz Boulevard. We have reviewed the bids submitted and find that the bids are in substantial compliance with the terms of the Contract Documents, pending attorney review.

Based upon all of the above, we hereby recommend award of the base bid to the lowest responsible bidder, Earle Asphalt Company of Farmingdale, New Jersey in the base bid amount of \$516,213.13. I would advise the Committee that we have worked with Earle Asphalt Company in the past. We have reviewed their references and credentials and have confirmed their work has been generally satisfactory.

By copy of this letter, we are requesting the Township Attorney prepare the necessary Resolution of Award. We would request that the Resolution of Award state "that the award is subject to the review and approval of the New Jersey Department of Transportation" who will be providing funding for Base Bid 'B' in the amount of \$471,730.00. Once the project is awarded, kindly send four (4) copies of the signed and sealed Resolution of Award to our office so that we can include it within the Contract Documents and have all Contracts executed by the successful low bidder.





Le: Rodney Haines, Township Administrator/CFO

Township of Little Egg Harbor

Re: T&M File No. LEHT-01939 Recommendation of Award

FY 2024 NJDOT Municipal Aid Road Program -

Improvements to Leitz Boulevard

Township of Little Egg Harbor, Ocean County, New Jersey

Should any member of the Township Committee have any questions relative to this matter, please feel free to contact me at your convenience.

Very truly yours,

JAŞÓN A WORTH, P.E., P.P., C.M.E.

TOWNSHIP ENGINEER

JAW:ls Enclosure

cc: Kelly Lettera, Township Clerk, (via email)

Melanie Appleby, Township Attorney (via email)

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BID TAL	BID TALLY SHEET DATE And 3.305			RODE	BIDDER NO. 1	Differen	BIDDER NO. 2		BIDDER NO. J	order of	BESTER NO. 4
8	FY2024 Municipal Aid Road Program - Improvements to Leitz Boulevard LEHT-01939 Township of Little Egg Harbor			Pol	Sark Asyles Company P.O. Box 356 Framinghale, NJ 07727 Transing Company Tr	Acres Par 7503 Wey Estemates	Armst Paring Co., Inc. 7503 Weymorth Road Emmorror, N. 18557	South State 2.0.1 Endpotes	South State Contractors 2:0. Sex 48 Endpoten, NJ 05202 and con 4700	Dark Feed 125 King My Rev	Dirk Frees Hadsaping 125 Kings Highwar MS Revel, MC6051 000, 200, 200
	Occan county, No			- Allerton	are reserve	r-cop	1150			200	
	ITEM DESCRIPTION	APP	APPROX.	TINA	EXTENDED	UNIT	EXTENDED	INI	EXTENDED	UNIL	EXTENDED
1		ALO	UNII	PRICE	PRICE	PRICE	PRICE	PRICE	PRICE	PROCE	PRICE
	BASE BID										
-	INJECTION TYPE LAXY	-	TIME	3.6	5337	55.6	51360	20.04	7	\$20.00	S-3000
**	SILTHENCE	1,000		F0.04	\$50.00	5005	\$13.06	20.02	SOCIO	30.01	\$10.00
en,	BREAXAWAY BARRICADE	10	UNIT	10:25	50.10	\$0.03	30.03	wa.	\$5.30	\$135.00	\$135000
7	DRUMS	*	N.	10.08	\$1.50	30'03	30.50	30.03	0075	30005	\$530.00
57	TRAFFIC CONES	06:	TINI	10.02	\$130	30'05	\$1.30	830,03	\$2,000.00	25.00	\$550.00
13	CONSTRUCTION SIGNS	32	154	10.03	37.05	30.03	3778	30'05	84.80	307:3	\$1,360.00
٠	UNIFORMED LAW ENFORCEMENT OFFICER	300	HOURS	357.77	S15,454,30	27,068	\$19,434,00	11.992	60 227515	\$57.17	\$15,454.00
*	ASPISALT PRICE ADJUSTMENT	5053	DOLLARS	95756	20/00/065	31.00	50 000 65	51.36	0000000	\$3.00	29.000.00
ćń	RUEL PRICE ADMISTMENT	4000	SECTION	\$130	32,010,00	\$1.05	52,050,050	\$1.30	\$4,365.30	\$.00	54,000,00
3.0	CLEARING SITE	***	15	548,761,772	548,761.72	\$50,000,00	36000055	86. 0. 38	562.107.88	\$6,493.79	38:39 X
=	EXCAVATION, TEST 2:T	52	CY	10:0\$	50.25	357.55	\$1,250.05	2013	\$0.50	\$10.00	\$250.00
21	DGA BASE COURSE, VAR THICKNESS (IF & WHERE DIRECTED)	390	CY.	10.02	83.50	35.00	00.05518	20.02	57.80	\$30.05	\$7,800.00
13	FINA MILLING 3" OR LESS	2,923	5.4	\$5.00	\$14,600.00	Ø35	30,223,012	3893	\$17,530,00	0595	\$15,530.00
77	HMA MILLING, MORE TRAN 3" TO 6"	CF6/8	57	36.00	357,640.00	838	36 0CT 0K5	510,00	\$85,400.co	\$13.00	\$: 16,226.00
15	TACK COAT, SI-22	1,825	GAI.	50.05	\$18.05	19861	\$18.05	50.05	\$36.IN	1006	\$18.35
2	HMA 9.5M64 SURFACE COURSE, 2" TEICK	1.585	386	388.00	\$139,480,00	28130	\$144,235.10	\$100.00	\$238,500.00	\$132.00	02021,8012
12	EMA 19M64 BASE COURSE 2.5" THICK	1,430	TCNS	\$65.00	\$125,550.00	\$87.00	\$129,633.00	36.055	00001803	\$105.00	\$156,450,00
ĸ	12" HDPE	77		\$100.00	\$2,450,60	\$170,00	\$4,087,00	8:30:00	20,020,02	\$511.00	57,454.00
2	15" HDPE	Cf		\$,05.00	\$8,400,00	5180.00	\$14,4000	\$130.00	\$12,100,00	S160 00	\$12,800.00
8	INCET TYPE: A'	*1		54,000.00	5.6,000.00	\$6,350.00	\$25,210.00	\$5,000.00	\$20,000,00	\$4,305.00	\$16.800.00
R	BICYCLE SAFE GRATE		UNIT	5450:00	\$1,350.00	\$375.00	\$.,115.00	\$500.00	31,520.00	350000	\$1,520.00
Ħ	CURB PIECE, TYPE N ECO	3	UNIT	350036	\$1,590,00	\$400.00	\$1,200.30	\$500,00	\$150000	\$275.00	5825.00
13	CONCRETE SIDEWALK, 4" THICK	35	5.7	5120.00	\$3,365,30	\$150.00	\$1,550.00	200000	25,00,000	\$210.03	\$5,250.00
33	HAMA DRIVEWAY, 2" THICK	316		53000	\$10,500.00	\$30.00	\$6,300,30	\$95.00	\$19.950.00	220.00	8,2600
છ	CONCRETE DRIVEWAY, RENFORCED, 6" THICK	361		\$145.00	\$18,850.00	5135 (6)	\$17,550,00	350036	226.020.00	\$1300	\$17,550.00
36	BRICK PAYER DRIVEWAY	35	3.5	S100.00	\$1,80.00	50 PC25	\$7,000.36	5250.90	\$8,750.00	85550	\$1,150,00
13	STONE DRIVEWAY, 4" THICK	285	5.5	\$0.01	52.85	\$2540	\$7,125.00	\$75.00	\$21,375.00	\$19.00	\$5,415.00
38	DETECTABLE WARNING SURFACE	35	×	530.00	\$750.00	\$50.00	\$1,350.00	5150.00	\$6,250.00	\$35.00	3903.00
33	6" X VARAABLE HEIGHT CONCRETE VERTICAL CURB	355	T.	0505	\$10,300.00	\$45.00	\$11,475.30	\$40.00	510,230,03	551.30	\$13,005.00
30	TRAFFIC STRIPING, LONG-LIFE, EPONY RESIN, 4"	12,145	IF.	853	\$7,457.00	808	\$6,789.75	Seest	8.172.50	50.55	\$6,785,75
70	TRAFFIC MARKINGS, THERMOPLASTIC	335	35	51.5	3133125	35.35	8130.80	\$10.00	\$3,590.00	55.30	05.142.30
FA!	TRAFFIC MARKINGS SYMBOLS, SLOW 25 MPH	120	35	\$1.30	\$50.00	\$7.00	\$840.00	15:315	00'306'18	20.05	381003
8	REGULATORY & WARNING SIGN, BREAKAWAY SUPPORTS	83	8	853	53320.00	\$25.00	\$3,735.00	\$40.00	\$3,725.00	\$42.00	\$3,485.20
77,	RESET WATER SERVICE (IF & WHERE DIRECTED):			30.05	\$9.02	\$100,00	\$200.00	\$0.00	20.04	S41.00	386.00
153	RESET SANITARY SEWER SERVICE (IF & WHERE DIRECTED)	-	UNST	\$0.00	50.02	\$1,000	\$200.00	50.03	50.04	\$43.00	386.0
38	RESET MANHOLE, SANITARY SEWER, USING EXISTING CASTING			\$100.00	5:,200.00	S103.30	\$1,236.00	\$1,020.00	00'000'00	\$150.00	\$150,00
3	GENERAL SURFACE RESTORATION	-	LS.	219700	\$10,000 000	\$1.851.75	\$1,381,70	57,520,05	00 00 00 00	\$5,600,00	55 000 00

I hence, see tilly that this is a true copy of hids accoived on April 3, 2025.

A A ATT