

Mr. Nolan introduced and offered the following Resolution and moved on its adoption:

R-10-236
RESOLUTION OF THE BOROUGH OF HIGHLANDS
ENTERING INTO AN AGREEMENT WITH
FUTURE SANITATION, INC.

WHEREAS, the Borough of Highlands advertised for bids in connection with Solid Waste and Recycling Collection and Disposal Services; and

WHEREAS, the said bid solicitation process was effectuated in accordance with prevailing provisions of the Local Public Contracts Law, pursuant to *N.J.S.A. 40A:11-1 et seq.* ; and

WHEREAS, in response to the subject bid solicitation process, the Borough of Highlands received six (6) bids as follows:

Waste Management

Option #1	Recycling	\$ 299,460.00
Option #2	Recycling (limited winter pickup)	\$ 245,460.00
Option #3	Solid Waste	\$1,124,148.00
Option #4	Solid Waste (limited winter pickup)	\$ 918,948.00

M&S Waste Services

Option #1	Recycling	\$ 176,020.91
Option #2	Recycling (limited winter pickup)	\$ 128,743.52
Option #3	Solid Waste	\$ 864,623.25
Option #4	Solid Waste (limited winter pickup)	\$ 626,097.45

DeLisa Demolition

Option #1	Recycling	\$ 148,690.00
Option #2	Recycling (limited winter pickup)	\$ 135,090.00
Option #3	Solid Waste	\$ 514,325.00
Option #4	Solid Waste (limited winter pickup)	\$ 493,308.00

MeadowBrook

Option #1	Recycling	\$ 253,800.00
Option #2	Recycling (limited winter pickup)	\$ 225,300.00
Option #3	Solid Waste	\$ 745,200.00
Option #4	Solid Waste (limited winter pickup)	\$ 663,300.00

Republic Services of NJ, LLC (d/b/a Marpal Company)

Option #1	Recycling	\$ 133,049.00
Option #2	Recycling (limited winter pickup)	\$ 120,953.00
Option #3	Solid Waste	\$ 764,434.00
Option #4	Solid Waste (limited winter pickup)	\$ 703,542.00

Future Sanitation

Option #1	Recycling	\$ 95,400.00
Option #2	Recycling (limited winter pickup)	\$ 81,300.00
Option #3	Solid Waste	\$510,000.00
Option #4	Solid Waste (limited winter pickup)	\$436,000.00

WHEREAS, the Borough reviewed the bids and the Clerk prepared a written summation of the submitted proposals; and

WHEREAS, the lowest responsible bid was submitted by Future Sanitation hereinafter referred to as "Contractor" as follows:

Option #1	Recycling	\$ 95,400	3 Year Term
Option #3	Solid Waste	\$510,000	3 Year Term

WHEREAS, this contract entails both the collection and disposal of solid waste, together with the collection and disposal of recyclables, being aluminum, glass, bimetal, paper and plastic; and

WHEREAS, the Contractor has complied with the mandatory requirements of *N.J.S.A. 40A:11-23.2*, and

WHEREAS, the Borough shall provide sufficient funds in its annual budget for each of the three (3) years for the purpose of fulfilling the terms and conditions of this contract; and

WHEREAS, awarding such a Contract to Future Sanitation, Inc. will be in the best interest of the Borough and its residents;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Highlands as follows:

1. That the Borough of Highlands is hereby authorized to award the Solid Waste Collection and Disposal Services and collection of recyclables to Future Sanitation, Inc., subject to conditions set forth herein.
2. That the Contract shall reflect the services identified in Option #1, Recycling, in the total sum of \$95,400 for Recycling materials.
3. That the Contract shall reflect the services identified in Option #3, Solid Waste Materials, in the total sum of \$510,000 for Solid Waste Materials.
4. Funds are hereby certified by the Chief Financial Officer contingent upon the adoption of the SFY 2011 Municipal Budget:

Stephen Pfeffer, Chief Financial Officer

5. That the within award of Contracts shall be contingent upon the Contractor submitting appropriate Performance Security, which guarantees shall be approved as to form by the Borough Attorney.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign any and all documents necessary to effectuate the intentions of the within Resolution, including, but not limited to, the Contract.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to return all bid security, except the security of the three (3) apparent lowest responsible bidders. Upon return of said security the bids of such bidders shall be considered withdrawn.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to return the bid security to the remaining unsuccessful bidders, within three (3) days of signed Contracts being received and the approval of the Contractor's Performance Guarantees by the Borough Attorney.

Seconded by Mr. Francy and adopted on the following roll call vote:

ROLL CALL:

AYES: Mr. Nolan, Mr. O'Neil, Mr. Francy, Ms. Kane, Mayor Little

NAYES: None

ABSENT: None

ABSTAIN: None

DATE: December 31, 2010

Carolyn Cummins, Borough Clerk

C E R T I F I C A T I O N

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Borough of Highlands on the 15th day of December, 2010.

Borough Clerk/Deputy Clerk