

Special Action Meeting- Contracts Approval

April 3, 2019

The Board of Education of the Borough of Fair Lawn, New Jersey, held a **Special Action Meeting: Contracts** in Edison School Room #19, 37-01 Fair Lawn Avenue, Fair Lawn, NJ 07410 on **April 3, 2019**.

NOTE: *Be advised that the Board may recess into executive session at any time during the meeting.*

1. The Special Action Meeting of **April 3, 2019** was called to order at 7:00 p.m. in Edison School Room #19. (no members of the public were present).

2. **Roll Call**

BOARD MEMBERS	Mr. Banta	Dr. Cohen	Mrs. Frenkel	Ms. Quackenbush	Mr. Rosenberg	Mr. Santana	Mr. Spindel	Mrs. Wallace	Mr. Barbarulo
PRESENT	X	X	X	Via Phone	Via Phone	X	X	X	X
ABSENT									

OTHERS PRESENT	Mr. Norcia Superintendent	Dr. Lacatena Asst. Super. Education	Mrs. DeFranco Asst. Super. Student Services	Mrs. Panagla Director, HR	Ms. Bartley BA/Bd. Sec'y	Ms. Ratcliffe-Lee Asst. BA	Mrs. Wellinghorst Communications	Mr. Green Board Att'y
PRESENT	X			X	X			
ABSENT								

3. **Sunshine Statement**

The New Jersey Open Public Meeting Law was enacted to insure the right of the public to have advance notice of and to attend the meetings of the public bodies at which any business affecting their interests is discussed or acted upon.

In accordance with the provisions of this act, the Fair Lawn Board of Education has caused notice of this meeting to be published by having the date, time, and place thereof distributed to the persons on the approved list, posted in the Board of Education Administrative Office and sent to The Bergen Record and The Star Ledger.

The announcement/posting for the **Special Action Meeting-Contracts Approval**, along with the date, place, and time thereof, was distributed on **March 29, 2019**.

The items to be discussed during the Closed Session (if needed), of the **April 3, 2019 Special Action Meeting** may include personnel matters, student matters, legal matters, negotiations, and/or grievances, and tactics and techniques utilized in protecting public safety and property. The results of these discussions will be made public as soon as possible.

4. **Flag Salute**

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Public Comments on the Agenda

None

Board Comments on the Agenda

The board asked questions regarding the eliminations and if they would impact safety in the schools. The answer was no. Safety would not be impacted in any way.

The following **Finance** items are brought to the Board of Education for **Action**:

F1. Approval of Contracts/Consortiums/Cooperatives

A. Awarding Construction Contract for Memorial Middle School

WHEREAS, the Fair Lawn Board of Education, pursuant to *N.J.S.A. 18A:18A-1 et seq.*, publicly advertised for sealed bids on two occasions for additions and renovations to the Memorial Middle School (the "Project"), but rejected all bids on both occasions because the bids substantially exceeded the cost estimates prepared by the Board's Architect; **and**

WHEREAS, pursuant to N.J.S.A. 18A:18A-5(c), if bids are rejected on two occasions because they are not reasonable as to price on the basis of cost estimates prepared by or on behalf of the Board before advertising for the bids, the contract may be negotiated and may be awarded after adoption of a resolution approved by the Board by a two-thirds affirmative vote; **and**

WHEREAS, following rejection of bids on two occasions, the Board solicited proposals from contractors, including each responsible bidder submitting a bid on the second bid occasion, for work on the Project, and received four proposals, which were opened publicly and read aloud; **and**

WHEREAS, the Board's representatives did not engage in any negotiations with the proposers following opening of the proposals submitted; **and**

WHEREAS, the Board's administration has determined that GL Group, Inc. submitted the overall lowest price in the amount of \$10,457,000.00, inclusive of certain add alternates and deduct modifications, and that said pricing is lower than the lowest rejected bid price submitted on the second occasion by a responsible bidder, is the lowest negotiated price offered by any responsible vendor, and is a reasonable price for such goods or services;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education, by a two-thirds majority vote, hereby awards the contract for the Project to GL Group, Inc., Bloomingdale, New Jersey, in the amount of Ten Million Four Hundred Fifty-Seven Thousand Dollars (\$10,457,000.00), consisting of a base bid of \$11,181,000.00 plus the following add alternates:

Add Alternate #4: Terrazzo in corridors:	\$120,000
Add Alternate #7: New gym A/C ductwork etc.:	\$105,000

and the following minor modifications to the specifications which were the subject of competitive bidding:

- Eliminate kitchen renovations
- Eliminate media center/STEAM lab furniture
- Eliminate ceramic tile wainscot in bathrooms
- Eliminate rough plumbing to classroom sinks
- Eliminate supply and install lockers
- Eliminate marker/tack boards

Eliminate data/telephone/security wiring
Eliminate motorized projection screen and projector lift
Eliminate sound system at media center
Change roofing system to EPDM
Change exterior handrails to painted steel
Use PVC piping instead of cast iron for waste and roof drain lines
Change FRP doors/aluminum frames to hollow metal with paint
Change copper in wall flashing to fabric
Delete "Fusion by Koroseal" wall covering in STEAM lab
Delete lighting shown on attached drawing E5.01
Eliminate electrical devices and related wiring as noted on drawings E2.01 and FA2.01
Change classroom pendant light fixtures in classrooms to lay-in type
Delete 120kW UPS unit in MDF room
Change metal panel system
Delete coordination study

Total reduction for above items: \$949,000; **and be it**

FURTHER RESOLVED, that the Board authorizes its President and Secretary to execute a construction contract entered into with GL Group, Inc. upon final approval of the form of same by the Board's attorney.

B. Awarding Construction Contract for Thomas Jefferson Middle School

WHEREAS, the Fair Lawn Board of Education, pursuant to *N.J.S.A. 18A:18A-1 et seq.*, publicly advertised for sealed bids on two occasions for additions and renovations to the Thomas Jefferson Middle School (the "Project"), but rejected all bids on both occasions because the bids substantially exceeded the cost estimates prepared by the Board's Architect; **and**

WHEREAS, pursuant to *N.J.S.A. 18A:18A-5(c)*, if bids are rejected on two occasions because they are not reasonable as to price on the basis of cost estimates prepared by or on behalf of the Board before advertising for the bids, the contract may be negotiated and may be awarded after adoption of a resolution approved by the Board by a two-thirds affirmative vote; **and**

WHEREAS, following rejection of bids on two occasions, the Board solicited proposals from contractors, including each responsible bidder submitting a bid on the second bid occasion, for work on the Project, and received six proposals, which were opened publicly and read aloud; **and**

WHEREAS, the Board's representatives did not engage in any negotiations with the proposers following opening of the proposals submitted; **and**

WHEREAS, the Board's administration has determined that GPC, Inc. submitted the overall lowest price in the amount of \$10,107,500.00, inclusive of certain add alternates and deduct modifications, and that said pricing is lower than the lowest rejected bid price submitted on the second occasion by a responsible bidder, is the lowest negotiated price offered by any responsible vendor, and is a reasonable price for such goods or services;

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NOW, THEREFORE, BE IT RESOLVED, that the Board of Education, by a two-thirds majority vote, hereby awards the contract for the Project to GPC, Inc., Millburn, New Jersey, in the amount of Ten Million One Hundred Seven Thousand Five Hundred Dollars (\$10,107,500.00), consisting of a base bid of \$10,824,000.00 plus the following add alternates:

Add Alternate #1: Build-out of Room 145:	\$160,000
Add Alternate #2: Build-out of CST/Guidance offices:	\$309,000
Add Alternate #10: Terrazzo in corridors:	\$191,000

and the following minor modifications to the specifications which were the subject of competitive bidding:

- Eliminate second elevator
- Eliminate kitchen renovations
- Eliminate STEAM lab/Think Pod Furniture
- Change CMU wall at cafeteria tables to gypsum board
- Delete 120kW UPS unit in MDF Room
- Eliminate ceramic tile wainscot in bathrooms
- Eliminate temporary stone for parking Area
- Eliminate rough plumbing to classroom sinks
- Eliminate supply and install lockers
- Eliminate marker/tack boards
- Eliminate data/telephone/security wiring
- Eliminate radon piping
- Eliminate motorized projection screen and projector lift
- Eliminate sound system at Cafetorium
- Change roofing system to EPDM
- Lower height of cafetorium roof
- Change exterior handrails to painted steel
- Use PVC piping instead of cast iron for waste and roof drain lines
- Change FRP Doors/aluminum frames to hollow metal with paint
- Change copper in wall flashing to fabric.
- Delete "Fusion by Koroseal" wall covering in STEAM lab.
- Eliminate wall padding in cafetorium
- Change pendant light fixtures in classrooms to lay-in type
- Delete coordination study;

Total reduction for above items: \$1,376,500; **and be it**

FURTHER RESOLVED, that the Board authorizes its President and Secretary to execute a construction contract entered into with GPC, Inc. upon final approval of the form of same by the Board's attorney.

C. Approval of Testing/Inspection Engineering Contract

WHEREAS, the Fair Lawn Board of Education requires the services of a testing laboratory/inspection agency to provide specialized testing and inspection services for the construction projects at the Thomas Jefferson and Memorial Middle Schools; **and**

WHEREAS, said services are in the nature of professional services pursuant to N.J.S.A. 18A:18A-5 and, therefore, a contract for said services may be negotiated and awarded without public bidding therefore; **and**

WHEREAS, the Board has determined that Atlantic Engineering Laboratories, Inc. ("AEL") is qualified to provide such services, and that appointment of such firm is in the best interest of the School District and will result in provision of the highest quality services at a fair and competitive price;

NOW, THEREFORE, BE IT RESOLVED, that the Fair Lawn Board of Education, upon the recommendation of its School Business Administrator and Construction Manager, accepts the proposal submitted by AEL dated March 14, 2019 for the provision of professional special inspections and material testing services; **and be it**

FURTHER RESOLVED, that the Board authorizes its Business Administrator to execute the Authorization to Proceed Form in AEL's proposal and to issue a purchase order for the services; **and be it**

FURTHER RESOLVED, that a copy of this Resolution and the requisite summary of the contract award shall be published once in an official newspaper of record for the District within twenty days in accordance with the requirements of *N.J.A.C. 5:34-9.5*.

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Motion By Mrs. Wallace Seconded By Mr. Spindel to approve Resolutions F1 as listed above.

BOARD MEMBER	AYE	NAY	ABSTAIN	RESOLUTION #
Mr. Banta	X			
Dr. Cohen	X			
Mrs. Frenkel	X			
Ms. Quackenbush	X			
Mr. Rosenberg	X			
Mr. Santana	X			
Mr. Spindel	X			
Mrs. Wallace	X			
Mr. Barbarulo	X			

Public Comments

None

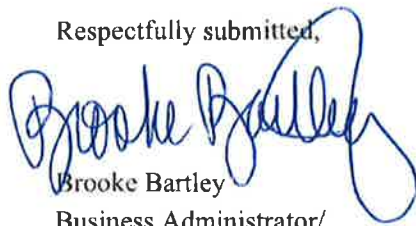
Board Comments

The Board asked for an update of when groundbreaking would take place and when movement would be seen. They also extended congratulations to the Administration.

MOTION FOR ADJOURNMENT

Motion By Mrs. Wallace Seconded By Mr. Spindel that the Special Action Meeting-Contracts Approval of **April 3, 2019** be adjourned at 7:09 p.m.

Respectfully submitted,



Brooke Bartley
Business Administrator/
Board Secretary