

June 19, 2006

A special meeting of the Riverton Borough Council to consider awarding the contract for the Broad Street Enhancement Grant was held on the above date. Mayor Martin presiding.

PRESENT: Council members Daniel, Brown, Dr. Smyth, Mr. Smyth and Solicitor Bruce M. Gunn

ABSENT: Council members Kinzler and Cesaretti

The following statement was read by Mayor Martin:

Public notice of this meeting, pursuant to the Open Public Meetings Act, has been given by the Municipal Clerk in the following manner:

- (a) Having written notification of this meeting published in the Burlington County Times on June 14, 2006
- (b) Posting written notice on the official bulletin board on June 12, 2006

RESOLUTION 75-06

**A RESOLUTION AWARDING THE CONTRACT FOR THE BROAD STREET
ENHANCEMENT PROJECT TO PARAMOUNT ENTERPRISES, INC.
(IN FULL IN RESOLUTION BOOK)**

The above Resolution was read by title only by Dr. Smyth, who moved for its adoption. This was seconded by Dr. Daniel. Mr. Gunn commented that the Engineer (Dante Guzzi, Associates) received verbal approval from the State to award this contract. However, to date, we have not received written confirmation of this fact. Mr. Gunn stated that he worded this Resolution that the award was subject to written concurrence of the New Jersey State Department of Transportation. Mr. Gunn stated that Paramount Enterprises, Inc. the lowest responsible bidder for this project, previously consented to hold its bid open for consideration no later than June 21, 2006. Mr. Smyth asked if the Engineer had completed the State's required checklist. Mr. Gunn reviewed this with Council and commented that if we weren't in compliance with the checklist, we wouldn't have been given verbal approval to proceed. Dr. Smyth asked if Mr. Guzzi has met all of the requirements on his part. Mr. Gunn responded that he filled out, on behalf of the Borough, certain portions of this checklist. Mr. Gunn believes that Mr. Guzzi filled out the remaining portion. The Clerk reported that Mr. Guzzi has still not returned the original bids received for this project from the last time we bid it out. The Clerk further stated that Mr. Guzzi also has not submitted his Consulting Engineer contracts for 2006. The auditor will be looking for these required documents. Dr. Daniel asked what we can do if Mr. Guzzi does not comply. Mr. Gunn commented that we could hold back on some of the money that is owed him.

Mr. Gunn commented that if Council awards this contract, the next part will be the funding issue. This is a reimbursable grant; therefore, the funds need to be in place. A supplemental resolution regarding this issue will need to be done. Council can consider this at their July 5th meeting. The Clerk reminded Council of the ongoing problems with the Engineering firm regarding this grant. The Clerk stated that there are strict guidelines that have to be followed if the Borough is to be reimbursed. Mr. Smyth suggested that both he and Dr. Smyth (who is now the Council liaison for this project) meet with Mr. Guzzi at his office. Mr. Smyth commented that he has experience working with Engineers. Mr. Gunn commented that it would be okay to do this. Mr. Gunn provided an

overview of some of the other problems that have occurred in the past with Mr. Guzzi as it pertains to this grant. A poll vote was then taken. Dr. Daniel aye, Mr. Brown aye, Dr. Smyth aye, Mr. Smyth aye, Mr. Kinzler absent and Mr. Cesaretti absent.

Ed Gilmore, 103 Main Street and former member of Borough Council addressed Council. Mr. Gilmore stated that the trouble with Mr. Guzzi is that he sat on the agreed plan for this project for two years. Mr. Gilmore also stated that Mr. Guzzi is very difficult to get a hold of. Mr. Gilmore offered to help with this project since he has been involved with it for the past 5 years.

There being no further discussion on this issue, Dr. Smyth move that the meeting be adjourned. This was seconded by Dr. Daniel, with all present voting in the affirmative.

Mary Longbottom, RMC
Municipal Clerk