

Cranbury Public Library
Resolution 2021-5
Construction Contract Award

WHEREAS, the Cranbury Public Library has requested bids for the construction of a new public library; and

WHEREAS, the Cranbury Public Library has received proposals in response to its request for bids; and

WHEREAS, the Cranbury Public Library has received a proposal from Daskal LLC in the amount of \$3,306,824; and

WHEREAS, Daskal is the low bidder; and

WHEREAS, the second low bidder, J. H. Williams Enterprises, Inc. submitted a bid in the amount of \$3,932,000; and

WHEREAS, Daskal has sent the letter dated March 8, 2021 to Anthony J. Iovino attached hereto as Exhibit A stating that it made an error in the preparation of its bid and has asked to withdraw its bid; and

WHEREAS, the low bidder has explained in its letter the manner in which this mistake was made; and

WHEREAS, the Cranbury Public Library has determined that to enforce the contract with Daskal would be unconscionable, that the mistake by Daskal is material, and enforcement of the contract may impair performance of the construction of the new Library in accordance with the requirements of the request for proposal; and

WHEREAS, the architect for the Cranbury Public Library has recommended the award to J. H. Williams Enterprises, Inc.

WHEREAS, for these reasons the Cranbury Public Library has determined that it is in the best interests of the Cranbury Public Library to permit the low bidder to withdraw its bid and to award the bid to the second low bidder J. H. Williams Enterprises, Inc.

NOW, THEREFORE, BE RESOLVED, that the Cranbury Public Library awards the bid to the second low bidder J. H. Williams Enterprises, Inc. in accordance with its proposal and the request for proposals subject to the execution of an Agreement between the parties and any state approvals that maybe required.

Board President

Board Secretary

Meeting Date: 4/08/21

Roll call:

	YEA	NAY
Kirstie Venanzi	X	
David Fletcher	X	
Andre Mento	X	
Ira Negin	X	
Fred Dennehy	X	
Patricia Thomsson	X	
David Carroll	X	
Michael Ferrante, Mayor	X	
Susan Genco, School Administrator Representative	X	



164 Lincoln Place FL 2 Garfield, NJ 07026

BUILDING FOR A SOLID FUTURE

March 8, 2021

To: 23 North Main Street, Cranbury, NJ 08512

ATTN: Mr. Anthony J. Iovino

Re: Withdrawal of Bid for Cranbury New Public Library

Mr. Anthony J. Iovino

Please use this letter as a notice to withdraw our bid for the Cranbury New Public Library bid date March 04, 2021 at 11:00 PM due to a human error during calculation.

While calculating the price our site subcontractor has made few mistakes not including the pond excavation and removal of soil price. If this was calculated properly our true price including the overhead and profit, should have been approximately \$3,750,000.00.

With the current proposed price we cannot do the job, because it will result in financial loses to us as the contractor and issues during building to you as the Cranbury Public Library as the owner. We apologize for any inconvenience we might have caused.

If you have any questions or concerns please do not hesitate to contact us in our office.

Sincerely,

Damjan Daskaloski/General Manager

A handwritten signature in blue ink, consisting of a large, stylized 'D' followed by a horizontal line.

Signature

CC: Arcari + Iovino Architects PC
1 Katherine Street, Little Ferry, NJ 07643
201.641.0600

TEL: 973-653-6789 FAX:973-689-3802 email: damjan@daskalgc.com