

At a Meeting of the Town of Middletown  
Town Board held on April 13th, at 6:00 p.m.

**RESOLUTION NO. 7 of 2022**

**RESOLUTION OF THE TOWN BOARD OF THE TOWN OF MIDDLETOWN  
ACCEPTING THE LOW BIDDER FOR CONTRACT NO. 1 FOR THE  
NEW KINGSTON SEWER DISTRICT**

**WHEREAS**, the Town Board of the Town of Middletown ("Town Board") previously entered into an agreement with the Catskill Watershed Corporation ("CWC") to participate in the Community Wastewater Management Program ("Program"), which provides for the planning, design and construction of community septic systems and/or the creation of septic maintenance districts in the NYC Watershed West of the Hudson River; and

**WHEREAS**, CWC's consultant for the Program, Lamont Engineers, has prepared a Preliminary Engineer's Report for the Hamlet of New Kingston in the Town of Middletown, evaluating various alternative methods for managing the wastewater needs of the hamlet; and

**WHEREAS**, the Town Board of the Town of Middletown, by Resolution #14 of 2019 passed on July 10, 2019, established the New Kingston Sewer District ("District") to be funded through a block grant administered by CWC under the Program; and

**WHEREAS**, by Resolution #33 of 2021, the District solicited bids to retain the services of contractors to commence construction of a community septic system and collection system serving the Hamlet of New Kingston in accordance with design plans prepared by CWC's consultant under the Program; and

**WHEREAS**, the Town has received the bids for the construction of the community septic system and collection system serving the Hamlet of New Kingston, and the Town has accepted a bid. By this resolution, the Town Board is authorizing the Supervisor, with assistance from the Project Engineer, to award the contract to the lowest responsible bidder as set forth below.

**THEREFORE, NOW BE IT RESOLVED**, that the Board authorizes the Project Engineer to issue a letter of award to the following lowest responsible bidder subject to the Project Attorney's review and approval of all necessary documentation:

<u>Project Component</u>	<u>Contractor</u>	<u>Bid Amount</u>
Contract No. 1 General Construction	F. P. Kane Construction, Inc.	\$4,793,330.00

**BE IT FURTHER RESOLVED**, that the Town Board authorizes Supervisor Davis to work with the Project Engineer and the Project Attorney to negotiate with the respective lowest responsible bidder on the terms, conditions and final specifications of the Project, and to execute contracts with those bidders; and

**BE IT FURTHER RESOLVED**, that the Town Board authorizes Supervisor Davis to execute all payment applications upon approval of the Project Engineer.

**WHEREUPON**, the Resolution was put to a vote, recorded as follows:

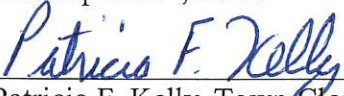
Motion made by: Nelson Delameter

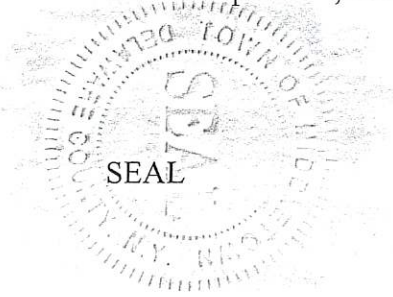
Seconded by: Christopher Dabritz

Resolution adopted by a vote of 5 ayes and 0 nays

I hereby certified that the above resolution was duly adopted by the Town Board of the Town of Middletown at its regular meeting held on April 13<sup>th</sup>, 2022.

Dated: April 13<sup>th</sup>, 2022

  
Patricia F. Kelly, Town Clerk  
Town of Middletown



STATE OF NEW YORK }  
COUNTY OF DELAWARE }  
TOWN OF MIDDLETOWN }

I have compared the preceding copy with the original Resolution on file in this office adopted by the Town Board of Middletown at a regular meeting held April 13<sup>th</sup>, 2022, and I DO HEREBY CERTIFY the same to be a correct transcript therefrom and of the whole of the original. I further certify the vote thereon was as follows:

MEMBERS PRESENT


MEMBERS ABSENT

VOTE

Supervisor Davis  
Councilperson Sweeney  
Councilperson Delameter  
Councilperson Williams  
Councilperson Dabritz

Yea/Nay/Abstain  
Yea/Nay/Abstain  
Yea/Nay/Abstain  
Yea/Nay/Abstain  
Yea/Nay/Abstain

Dated: April 13<sup>th</sup>, 2022

  
Patricia F. Kelly, Town Clerk  
Town of Middletown

