

**THE TOWN OF FOREST HEIGHTS  
RESOLUTION 46-15**

**A RESOLUTION TO RESCIND OR NULLIFY THE AWARD OF A BID TO NZI CONSTRUCTION CORPORATION TO PROVIDE FOR ROLPH DRIVE STORMWATER AND ROADWAY REHABILITATION CONSTRUCTION AND RELATED SERVICES AND TO RELEASE THE ASSOCIATED BONDS, AND GENERALLY RELATED TO A PUBLIC STREET RECONSTRUCTION PROJECT**

Introduced by: Mayor Jacqueline Goodall

**WHEREAS**, the Town received construction bids for the Rolph Drive Reconstruction project opened during a public meeting held on February 27<sup>th</sup>, 2015; and

**WHEREAS**, pursuant to the applicable County-Municipal Participation Agreement dated 2/28/14, the Town Council awarded the bid (Contract No. FHRFB 3-14) to a contractor known as NZI Construction Corporation on May 6, 2015; and

**WHEREAS**, by letter dated July 27, 2015, said contractor requests that its bid be withdrawn based on a mutual decision of the parties and that the Town agree to release the bid bonds and any other bonds submitted regarding the project.

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Town Council of the Town of Forest Heights, Maryland hereby agrees and approves the request letter, Exhibit A, attached hereto and incorporated by reference herein, dated July 27, 2015 from NZI Construction Corporation. to withdraw its bid, and hereby rescinds the award of the bid to perform Contract No. FHRFB 3-14 as previously approved by this governing body; and

**AND BE IT FURTHER RESOLVED** that said contractor's bonding is hereby approved for release and the Mayor is authorized to inform the County Government and to sign said release on behalf of the Town; and

**AND BE IT FURTHER RESOLVED** that this Resolution shall take effect upon its passage.

**PASSED** this 27<sup>th</sup> day of July, 2015.

**APPROVED:** By Resolution of the Town Council of The Town of Forest Heights, Maryland.

<u>ROLL CALL VOTE</u>	<u>YEA/NAY/ABSTAIN/ABSENT</u>
KENNEDY II	<u>YEA</u>
MANN	<u>YEA</u>

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BARNES	<u>YEA</u>
SMITH-BARNES	<u>YEA</u>
MCLAURIN	<u>YEA</u>
MUHAMMAD	<u>ABSENT</u>
GOODALL	<u>YEA</u>

ATTEST:

*Signature on file*

\_\_\_\_\_  
Bonita C. Anderson, Town Clerk

THE MAYOR AND COUNCIL OF THE  
TOWN OF FOREST HEIGHTS

*Signature on file*

By: \_\_\_\_\_  
Jacqueline Goodall, Mayor

*Signature on file*

By: \_\_\_\_\_  
C. Lynn Smith-Barnes, Council President

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the 27<sup>th</sup> day of July, 2015 with 6 Aye votes and 0 Nay vote the aforesaid Resolution 46-15 passed.

*Signature on file*

\_\_\_\_\_  
Bonita Anderson, Town Clerk

Exhibit A (NZI Construction Corporation (Mr. Nelson Nazario) Letter dated 7/27/15)