

**TOWN OF TUFTONBORO  
BOARD OF SELECTMEN  
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**Selectmen's Meeting  
9:00 am – Town Offices**

**Tuesday, July 26, 2016**

**MINUTES**

Present: Chairman Carolyn Sundquist, Selectman Lloyd Wood, Selectman Bill Marcussen and Administrative Secretary Karen Koch.

Chairman Sundquist reopened the Board of Selectmen's meeting from the previous evening to discuss the awarding of the contract for the reconstruction of Lang Pond Road.

Mr. Phillips, who prepared the bid for Integrity Earthworks, spoke about the company and noted that they feel that their interpretation of the bid form should not slow the process of the project and they are happy to accept the Board's decision without recourse or any question.

Chairman Sundquist expressed her opinion on the awarding of the project. She stated that she found it understandable that Integrity Earthwork's did not include a bond in their proposal as the Invitation to Bid did not state that a bid security or a contract bond was required. She feels that since a bond is needed, if Integrity Earthworks is willing to add a bond, then they should be awarded the contract.

Selectman Marcussen shared his opinion regarding the matter. He feels that the vendor should have the resources and experience to properly complete the contract and noted that Integrity Earthworks' previous experience seems to mostly be residential, not projects of this magnitude. He has concerns that if issues arise during execution of the project, it may be beyond their experience or equipment level.

Selectman Wood shared his opinion and quoted RSA 447:16 Bond Required. He also referenced language that states that any conflict between the terms of the bond and the statute would be resolved in the favor of the statute. Unlike Chairman Sundquist, he does not feel that it is proper to add the bond requirement to the Invitation to Bid after the proposals have already been received.

Mr. Phillips shared with the Selectmen some more information regarding Integrity Earthworks current and pending projects that are of greater magnitude than the Lang Pond Road project.

Selectman Marcussen moved to award the contract to LA Drew in accordance to the bid that was submitted and in consideration of experience and ability to get the job completed fully, seconded by Selectman Wood. Vote passed 2-1. Chairman Sundquist opposed.

The meeting adjourned at 9:18 am.

Respectfully submitted,  
Karen Koch,  
Administrative Secretary