

Resolution 11-080

**RESOLUTION OF THE ROCKAWAY VALLEY REGIONAL SEWERAGE AUTHORITY AUTHORIZING EXECUTION OF A PROFESSIONAL ENGINEERING SERVICE CONTRACT FOR DESIGN AND PERMITTING SERVICES FOR A MONROE STREET PUMP STATION AND LINCOLN STREET FORCE MAIN TO REPLACE THE DESTROYED PORTION OF THE JERSEY CITY TRUNK SEWER**

**WHEREAS**, an emergent need exists for the procurement of professional engineering services in order to design permanent facilities to replace the Old Jersey City Trunkline that once crossed the river at the foot of Harrison Street in the Town of Boonton, which trunkline was destroyed as a result of Hurricane Irene, and to permanently abate the discharge of raw, untreated sewage into the Rockaway River, upstream of the Boonton Reservoir; and

**WHEREAS**, the Rockaway Valley Regional Sewerage Authority (the "Authority") has received a proposal for professional engineering services from James G. Coe, P.E., B.C.E.E., Hatch Mott MacDonald, to Edward K. P. Ho, P.P., P.E., Executive Director, RVRSA, dated October 27, 2011, which is marked "Schedule A" and attached hereto and made a part hereof, for the performance of design and permitting services; and

**WHEREAS**, upon the adoption of a Resolution to Amend the 2011 Capital Budget to provide for an additional \$509,700 for the Proposal for Professional Engineering Services Rockaway Valley Regional Sewerage Authority Monroe Street Pump Station and Force Main for the Rockaway River Jersey City Trunk Sewer Replacement Project, which is marked "Schedule A" and attached hereto and made a part hereof, and upon receipt from the Director of Division of Local Government Services of confirmation that the Amendment of RVRSA 2011 Capital Budget is approved, funds shall be available for these purposes at line item 550.23- Old Jersey City Trunkline Repair; and

**WHEREAS**, the foregoing services are professional services as defined in the Local Public Contracts Law (N.J.S.A. 40:A:11-1 et seq.) which are permitted to be contracted without public bidding as set forth in N.J.S.A. 40A:11-5(1)(1) as a "non-fair and open" contract pursuant to the provisions of N.J.S.A. 19:44A-20.5.

**NOW, THEREFORE, BE IT RESOLVED** the Rockaway Valley Regional Sewerage Authority as follows:

1. The Rockaway Valley Regional Sewerage Authority recognizes that Hatch Mott MacDonald has an established reputation in the field of engineering matters related to the services set forth in the letter proposal attached

hereto at Schedule A from James G. Coe, P.E., B.C.E.E., Executive Vice President, Hatch Mott MacDonald to Edward K. P. Ho, P.P., P.E., Executive Director, RVRSA dated October 27, 2011, and recognizes that they possess specialized abilities and resources to provide the expert engineering services necessary to meet the Authority's needs.

2. Subject to adoption of an amendment to the 2011 Capital Budget that provides for the availability of \$509,700 for the Proposal for Professional Engineering Services Rockaway Valley Regional Sewerage Authority Monroe Street Pump Station and Force Main for the Rockaway River Jersey City Trunk Sewer Replacement Project, and upon receipt from the Director of Division of Local Government Services of confirmation that the Amendment of RVRSA 2011 Capital Budget is approved, the Executive Director of the Rockaway Valley Regional Sewerage Authority is hereby authorized and directed to execute a contract for professional services, in a form acceptable to the Executive Director and Counsel, between the Rockaway Valley Regional Sewerage Authority and the firm of Hatch Mott MacDonald, for Professional Engineering Services Monroe Street Pump Station and Force Main for the Rockaway River Jersey City Trunk Sewer Replacement Project, at a cost not to exceed \$509,700, to be calculated on a reimbursable basis in accordance with the annual fee schedule applicable to services performed by Hatch Mott MacDonald and conditioned upon the submission by Hatch Mott MacDonald of its New Jersey Business Registration Certificate and Business Entity Disclosure Certification.

3. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-5.

4. A notice of contract award shall be published in the official newspaper, a brief notice stating the nature, duration, service and amount of the contract, and that the Resolution and contract are on file and available for public inspection at the Authority and the clerk's office of the municipalities creating the Authority.

5. This Resolution shall take effect immediately.

#### CERTIFICATION

I do hereby certify that this Resolution was adopted at a regular meeting of the Rockaway Valley Regional Sewerage Authority held on October 27, 2011

on motion of Bruce MacNeal seconded by Joseph Lowell


ROLL CALL VOTE:

YEAS: (8) Cegelka, Corbett, Guadagno, Lowell, MacNeal, Schaefer, Schorno, Secco

NAYS: (0) None

ABSTAIN: (0) None

ABSENT: (2) Klingener and Schulman



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Bruce W. MacNeal  
Secretary