

Resolution #12-082

**RESOLUTION AUTHORIZING AWARD OF
PROFESSIONAL SERVICES AGREEMENT
AMENDMENT TO THE OMNI ENVIRONMENTAL CORPORATION
FOR COPPER WATER-EFFECT RATIO STUDY**

WHEREAS, there exists a need for the Rockaway Valley Regional Sewerage Authority (RVRSA) to engage professional engineering services to conduct a study to establish the appropriate effluent limitations for the RVRSA facility through the performance of a Copper Water-Effect Ratio Study; and

WHEREAS, James F. Cosgrove, Jr., P.E. of the firm of Omni Environmental LLC, having offices located at Research Park, 321 Wall Street, Princeton, N.J. has submitted a proposal dated May 24, 2010, in the amount of \$10,500.00 relevant to the performance of professional services for the performance of a Copper Water-Effect Ratio Study, that was accepted and approved by RVRSA Resolution #10-051 on June 10, 2010; and

WHEREAS, there is a need to provide additional funds in the amount of \$6,500.00 as explained in the Omni Environmental Proposal attached hereto and made a part here of dated August 22, 2012; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40:11-1 et seq.) authorizes contracts for the provision of "Professional Services", which may be awarded without public advertising and competitive bidding therefore provided a brief notice of the nature, duration, service and amount of contract is published, and that the Resolution and contract are kept on file and available for public inspection; and

WHEREAS, the RVRSA desires to award the above referenced proposals to Omni Environmental LLC as a "non-fair and open" contract(s) pursuant to N.J.S.U.A. 19:44A-20.5; and

WHEREAS, funds will be provided for these purposes at line item 514.7.

NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Rockaway Valley Regional Sewerage Authority recognizes that Omni Environmental Services LLC has an established reputation in the field of engineering matters related to the water quality matters, and that they possess the specialized abilities and resources to provide expert engineering services necessary to meet the Authority's needs.
2. The contract with Omni Environmental Corporation for the Copper Water Effects Ratio Study is amended to increase the authorized fees from \$10,500.00 by \$6,500.00 to a new total not to exceed amount of \$17,000.00.
3. All other provisions of the contract with Omni Environmental Corporation for the Copper Water Effects ratio study shall remain in effect.

4. The foregoing services are "professional" services as defined in N.J.S.A. 40A:11-2(6) which are permitted to be contracted without public bidding as set forth in N.J.S.A. 40A:11-5(1) (a) and as a "non-fair and open" contract pursuant to the provisions of N.J.S.A. 19:44A-20.5.
5. A copy of this resolution shall be available for public inspection at the offices of the RVRSA at 99 Green Bank Road, Township of Parsippany Troy Hill, Morris County, New Jersey.
6. Notice of Contract Award shall be published in the Daily Record as required by law within ten (10) days of its execution.
7. This contract is awarded based on a non-fair and open process.
8. This Resolution shall take effect as approved by law.

I, **HEREBY CERTIFY** that this Resolution was adopted at a meeting of the Rockaway Valley Regional Sewerage Authority held on September 13, 2012

On motion of Michael Guadagno

Seconded by John Cegelka

And a Roll Call vote as follows:

Yeas (8) Cegelka, Guadagno, Lowell, MacNeal, Schaefer, Schorno, Secco and Vincitore

Nays: (0) None

Abstain (0) None

Absent: (2) Corbett and Klingener



Bruce W. MacNeal
Board Secretary