

**RESOLUTION AUTHORIZING SIXTH AMENDMENT TO
KLEINFELDER PROFESSIONAL ENGINEERING SERVICE
CONTRACT FOR DESIGN SERVICES AND CONSTRUCTION/
RESIDENT INSPECTION SERVICES FOR REPLACEMENT OF
CLARIFIER MECHANISMS AND ASSOCIATED MODIFICATIONS –
CONTRACT 40**

WHEREAS, a need exists for the procurement of professional engineering services for construction services and resident inspection services for the replacement of the Rockaway Valley Regional Sewerage Authority (the "RVRSA") Clarifier Mechanisms and associated modifications to the Clarifiers (Contract 40); and

WHEREAS, by **Resolution 15-080**, adopted September 10, 2015, and **Resolution 16-036** dated February 11, 2016 for Design Services and **Resolution 16-064** dated June 9, 2016, for Construction Services, the RVRSA authorized Kleinfelder, Inc., having an office at 150 College Road West, Suite 100, Princeton, New Jersey ("Kleinfelder"), to undertake engineering services to design the replacement of the RVRSA Clarifier Mechanisms and associated modifications to the Clarifiers, in an amount not to exceed \$142,230.00 and \$562,100.00 for Construction Services, without prior authorization; and

WHEREAS, by **Resolution 16-112**, adopted November 10, 2016, the RVRSA authorized Kleinfelder, Inc. to undertake additional design services in the amount of \$9,000.00 and additional construction administration services in the amount of \$5,000.00 the aforementioned additional services in accordance with proposal dated November 4, 2016, from Kleinfelder, Inc.; and

WHEREAS, by **Resolution 19-047**, adopted April 11, 2019, the RVRSA authorized Kleinfelder, Inc. to undertake additional construction services and resident inspection services in the amount of \$198,750.00 the aforementioned additional services in accordance with proposal dated March 29, 2019, from Kleinfelder, Inc.; and

WHEREAS, by **Resolution 19-082**, adopted September 12, 2019, the RVRSA authorized Kleinfelder, Inc. to undertake additional construction services and resident inspection services in the amount of \$140,000.00 the aforementioned additional services in accordance with proposal dated August 22, 2019, from Kleinfelder, Inc.; and

WHEREAS, by **Resolution 20-030**, adopted February 13, 2020, the RVRSA authorized Kleinfelder, Inc. to undertake additional construction services and resident inspection services in the amount of \$96,400.00, the aforementioned additional services in accordance with proposal dated February 5, 2020, from Kleinfelder, Inc.; and

WHEREAS, by **Resolution 20-048**, adopted May 14, 2020, the RVRSA authorized Kleinfelder, Inc. to undertake additional construction services and resident inspection services delineated in the attached proposal dated May 1, 2020, from Kleinfelder, Inc., attached hereto and made a part hereof, in an additional, not to exceed, amount of \$128,470 for the performance of the aforementioned additional services; and

WHEREAS, the RVRSA desires to authorize Kleinfelder, Inc. to undertake additional construction services and resident inspection services delineated in the attached proposal dated September 1, 2020, from Kleinfelder, Inc., attached hereto and made a part hereof, in an additional, not to exceed, amount of \$68,900 for the performance of the aforementioned additional services; 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, 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.

WHEREAS, funds are available for these purposes at line item EIT-40 Clarifier Repairs and Equipment; and

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

1. The Rockaway Valley Regional Sewerage Authority recognizes that Kleinfelder 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 Timothy D. Bradley, P.E., Kleinfelder to JoAnn Mondsini, Executive Director, RVRSA dated September 1, 2020, and recognizes that they possess specialized abilities and resources to provide the expert engineering services necessary to meet the Authority's needs.
2. The Executive Director of the Rockaway Valley Regional Sewerage Authority is hereby authorized and directed to execute an amendment to the existing 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 Kleinfelder, having an office at 150 College Road West, Suite 100, Princeton, New Jersey, for Professional Engineering Construction and Resident Inspection Services for the Clarifier Mechanism Replacement and Associated Modifications (Contract 40), at a cost not to exceed \$68,900.00, for a new total contract price of \$1,350,850.00 for Design and Construction and Resident Inspection Services Contract, in accordance with the letter proposal dated September 1, 2020, attached hereto at Schedule A, and conditioned upon the submission by Kleinfelder 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 as provided by law.

CERTIFICATION

I do hereby certify that this Resolution was adopted at a regular meeting of the Rockaway Valley Regional Sewerage Authority held on September 10, 2020.

on motion of: Commissioner Andes

second by: Commissioner Cegelka

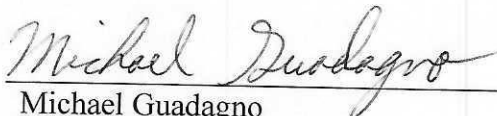
ROLL CALL VOTE:

YEAS: (8) Andes, Cegelka, Corbett, Guadagno, Farrell, Recchia, Rossi, Schorno

NAYS: (0)

ABSTAIN: (0)

ABSENT: (2) Isselin, Zuppa



Michael Guadagno
Board Secretary

Schedule A