

RESOLUTION 21-107

RESOLUTION AUTHORIZING EMERGENCY PROCUREMENT  
OF SERVICES IN CONNECTION WITH REPAIRS TO THE  
PRELIMINARY TREATMENT BUILDING BYPASS PIPE

**WHEREAS**, on September 1, 2021, the RVRSA Executive Director was notified by the RVRSA licensed Operator that a portion of the influent was discharging to the environment from the Preliminary Treatment Building piping necessitating immediate investigation and repair to restore the integrity of the pipe; and

**WHEREAS**, the investigation of the discharge included:

- Mobilization of labor for Mott MacDonald for consulting engineering services and Coppola Services Inc.; and

**WHEREAS**, the permanent repairs needed to correct the damage and restore the infrastructure to its original state include:

- Emergency Engineering Services, not to exceed \$15,000 for on-site investigation and oversight of excavation and repair work;
- Emergency Construction Services for excavation and repair work, not to exceed \$30,000; and

**WHEREAS**, excessive wet weather, resulting from Tropical Storm Ida, precipitated the discharge from the Pretreatment Building bypass pipe, and the RVRSA notified the NJDEP Hotline and E. Hudzina, NJDEP of the event; and

**WHEREAS**, under the Local Public Contracts Law, N.J.S.A. 40A:11-6, requisitions for procurement of services or goods may be awarded without public advertising for bids and bidding when an emergency affecting the public health, safety or welfare requires the immediate performance of said services; and

**WHEREAS**, the RVRSA is satisfied that, for the reasons articulated by JoAnn Mondini, Executive Director, RVRSA in the written request attached hereto and made a part hereof, the proposed emergency procurement is justified and meets the requirements of the Local Public Contracts Law and N.J.A.C. 5:34-6.1; and

**WHEREAS**, funds are available therefore from line item 01-853-003.

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

1. The RVRSA declares that an emergency exists due to the immediate need to secure and to initiate actions to implement repairs to its Pretreatment Building Bypass Pipe, to cease the unpermitted discharge of a portion of RVRSA's influent, largely comprised of stormwater,

to the environment. As such, an emergency is declared requiring immediate procurement of investigation, design, excavation, and repair services.

2. The Executive Director is authorized to issue purchase orders for the provision of emergency services for emergency repairs, as described in the Certification attached and countersigned by the B. K. Sandy Thai, Chief Financial Officer with:
  - Mott MacDonald
  - Coppola Services, Inc.
3. This Resolution shall take effect as provided by law.

*I hereby* certify that this Resolution was adopted at a regularly scheduled meeting of the Rockaway Valley Regional Sewerage Authority held on September 9, 2021.

On motion: Commissioner Howarth

Seconded by: Commissioner Andes


And a Roll Call Vote as Follows:

Yeas: (9) Andes, Cegelka, Corbett, Farrell, Guadagno, Howarth, Isselin, Recchia, Schorno

Nays: (0)

Abstain: (0)

Absent: (1) Zuppa

  
Michael Guadagno  
Board Secretary

Requisition for Emergency Repair of RVRSA's  
Preliminary Treatment Building Bypass Pipe

To: Rockaway Valley Regional Sewerage Authority  
From: JoAnn Mondsini, Executive Director  
Re: Emergency Repairs to Preliminary Treatment Building Bypass Pipe  
Date: September 7, 2021

It is requested that a contract for the performance of emergency repairs to the Preliminary Treatment Building Bypass Pipe be awarded without competitive bids as an Emergency Service pursuant to N.J.S.A. 40A:11-6.

I do hereby certify as follows:

1. Emergency procurement of equipment and repair services are needed with respect to the investigation and repair of the RVRSA Preliminary Treatment Building bypass pipe to be performed by Mott MacDonald and Coppola Services, Inc.;
2. An actual or imminent emergency exists requiring the need to immediately take actions to identify, repair and replace the damaged pipe to cease an unpermitted discharge to the environment precipitated by Tropical Storm Ida, which unpermitted discharge otherwise would be deleterious to public health;
3. The need for such emergency services were due to excessive wet weather resulting from Tropical Storm Ida, and could not have been reasonably foreseen and has arisen notwithstanding a good faith effort on the part of the RVRSA to plan for the purchase of any goods or services required; and
4. The services obtained from the above listed entities shall be of such limited duration as to meet only the immediate needs of the emergency; and
5. I have reviewed the rules and regulations of the Division of Local Governmental Services as contained in the Local Public Contract Guidelines and Regulations and have reviewed the exceptions to the bidding requirements of the Local Public Contracts Law and hereby certify that the presented purchase requisitions may be issued as an extraordinary, unspecifiable service in accordance with the requirements thereof.

Respectfully submitted,

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JoAnn Mondsini  
Executive Director

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B.K. Sandy Thai, CMFO  
Chief Financial Officer