

RESOLUTION 22-055

**RESOLUTION AUTHORIZING EMERGENCY PROCUREMENT  
OF ODOR CONTROL SERVICES IN CONNECTION WITH HIGH FLOW UNNAMED STORM  
EVENT AND CLEANING OF OXIDATION DITCH #3**

**WHEREAS**, on April 13, 2022, the RVRSA Executive Director was notified by RVRSA Plant Manager that Oxidation Ditch #3 was used during an unnamed storm event and needed to ensure a safe work environment and public safety and welfare; and

**WHEREAS**, due to current staffing shortage associated with a COVID outbreak at the Authority, the work to clean the oxidation ditch could not be performed until the week of April 18, 2022; and

**WHEREAS**, the equipment needed to provide odor control measures is as provided in proposal dated April 13, 2022, attached herein and made a part of, for a not to exceed amount of \$8,280.00; 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 Mondsini, 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 01-506-030.

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

1. The RVRSA declares that an emergency existed due to the immediate need to secure and to initiate actions to implement odor control measures which is essential and vital to ensure employee/public safety and welfare, and as such an emergency is declared requiring immediate procurement of labor, equipment, parts and repair services in an amount not to exceed \$8,280.00.
2. The Executive Director is authorized to issue purchase orders for the provision of emergency services for emergency odor control measures, as described in the Certification attached and countersigned by the B. K. Sandy Thai, Chief Financial Officer with:
  - Bio Triad Environmental, Inc., with offices at 11 Foundry Street, Unit 109, Stroudsburg, PA 18360.
3. This Resolution shall take effect as provided by law.

***I hereby*** certify that this Resolution was adopted at a Regular meeting of the Rockaway Valley Regional Sewerage Authority held on May 12, 2022.

On motion of: Commissioner Guadagno

Second by: Commissioner Cegelka


and a Roll Call Vote as Follows:

Yeas: (8) Andes, Cegelka, Farrell, Guadagno, Howarth, Isselin, Schorno, and Zuppa

Nays: (0)

Abstain: (0)

Absent: (2) Corbett and Lavery

  
Michael Guadagno  
Board Secretary

Requisition for Emergency Repair of RVRSA's  
Odor Control Services

To: Rockaway Valley Regional Sewerage Authority  
From: JoAnn Mondsini, Executive Director  
Re: Emergency Odor Control Services  
Date: May 12, 2022

It is requested that a contract for the performance of emergency odor control to the RVRSA 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 Odor Control services are needed with respect to the cleaning of Oxidation Ditch #3 by Bio Triad Environmental Inc.;
2. An actual or imminent emergency exists requiring the need to immediately take actions to ensure the safety and welfare of the public and RVRSA employees before and during the cleaning of oxidation ditch #3, which otherwise would be deleterious to public health and welfare;
3. The need for such emergency services could not have been reasonably foreseen and were caused by an Act of God/excessive wet weather event 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 entity 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