

RESOLUTION 22-104

RESOLUTION AUTHORIZING EMERGENCY PROCUREMENT
OF SERVICES IN CONNECTION WITH REPAIRS TO THE
RVRSA HIGH VOLTAGE LINE

WHEREAS, on September 19, 2022, the RVRSA Executive Director was notified by the RVRSA Electrical Engineer that due to a storm and high winds a tree fell on portion of RVRSA's high voltage line causing a power failure to the RVRSA facility necessitating immediate investigation and repair to restore the integrity of the high voltage line and power to the RVRSA; and

WHEREAS, the investigation and repair of the damaged high voltage line included:

- Mobilization of labor for Qualus Services and MagnoliaTree Solutions; and

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

- Emergency Electrical Services, not to exceed \$11,156.00 for on-site investigation repair of high voltage electrical line;
- Emergency Tree Services for removal of trees, not to exceed \$750.00; and

WHEREAS, excessive wet weather and high winds caused the tree(s) to fall and touch the high voltage line causing the fuse to blow and loss of power to the RVRSA; 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 01-856-004.

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 high voltage electrical line, to restore utility power and ensure protection to the public and to the environment. As such, an emergency is

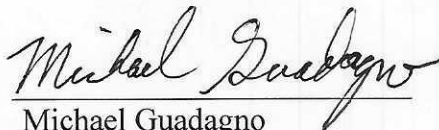
declared requiring immediate procurement of tree removal and high voltage line repair services.

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:
 - Qualus Services
 - MagnoliaTree Solutions
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 **November 10, 2022**.

On motion of: Commissioner Corbett
Second by: Commissioner Guadagno
and a Roll Call Vote as Follows:

Yeas (9) Andes, Cegelka, Corbett, Farrell, Guadagno, Howarth, Lavery, Schorno, and Zuppa
Nays: (0) None
Abstain: (0) None
Absent: (1) Isselin


Michael Guadagno
Board Secretary

Requisition for Emergency Repair of RVRSA's
High Voltage Line and Tree Removal

To: Rockaway Valley Regional Sewerage Authority
From: JoAnn Mondsini, Executive Director
Re: Emergency Repairs to High Voltage Line and Tree Removal
Date: October 24, 2022

It is requested that a contract for the performance of emergency repairs to the RVRSA High Voltage Line and Tree Removal Services 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 High Voltage Lines to be performed by Qualus Services and MagnoliaTree Solutions;
2. An actual or imminent emergency exists requiring the need to immediately take actions to identify and make necessary repairs to the high voltage line and remove felled trees from the high voltage line to restore utility power to the RVRSA, which loss of power would be deleterious to public health;
3. The need for such emergency services were due to excessive wet weather and wind resulting from a severe storm, 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,


JoAnn Mondsini
Executive Director


B.K. Sandy Thai, CMFO
Chief Financial Officer