

RESOLUTION 23-109

RESOLUTION AUTHORIZING EMERGENCY PROCUREMENT  
OF SERVICES IN CONNECTION WITH REPAIRS TO  
RVRSA INTERCEPTOR MANHOLE DV-26, ON CEDAR LAKE ROAD, DENVILLE

**WHEREAS**, on October 13, 2023, the RVRSA Executive Director was notified by the RVRSA Trunkline Supervisor that the Denville Department of Public Works reported a broken manhole lid on Cedar Lake Road in Denville, necessitating immediate investigation and repair to restore the integrity of the manhole and prevent infiltration of stormwater into the RVRSA Sewer System and exfiltration of sewerage out of the RVRSA interceptor; and

**WHEREAS**, the investigation and repair of the damaged manhole required the following tasks:

- Mobilization of labor by Goldcon Construction; and
- Excavation of the damaged frame of the manhole; and
- Replacement of manhole frame; and
- Repaving of area around manhole frame; and
- Not to exceed total amount of \$4,000.00; and

**WHEREAS**, the manhole frame deteriorated due to hydrogen sulfide corrosion; 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 01-857-001.

**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 manhole, to ensure the integrity of the manhole and protection to the public and the environment. As such, an emergency is declared requiring immediate procurement of manhole repair services.

2. The Executive Director is authorized to issue purchase orders, in an amount not to exceed \$4,000.00, 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:
  - Goldcon Construction, in an amount not to exceed \$4,000.00.
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 9, 2023.

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

Yeas (8) Andes, Cegelka, Corbett, Farrell, Howarth, Lavery, Schorno, and Zuppa.  
Nays: (0) None  
Abstain: (0) None  
Absent: (2) Isselin and Potter.



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Donald Farrell  
Board Secretary

To: Rockaway Valley Regional Sewerage Authority  
From: JoAnn Mondsini, Executive Director  
Re: Emergency Repairs to Manhole  
Date: November 1, 2023

It is requested that a contract for the performance of emergency repairs to the RVRSA manhole located on Cedar Lake Road in Denville 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 Manhole located on Cedar Lake Road in Denville to be performed by Goldcon Construction; and
2. An actual or imminent emergency exists requiring the need to immediately take actions to identify and make necessary repairs to the manhole to restore integrity to the RVRSA Interceptor, which loss of integrity would be deleterious to public health; and
3. The need for such emergency services was due to deterioration from hydrogen sulfide exposure downstream of RVRSA's anti-corrosion treatment system. RVRSA had previously addressed, through increased Bioxide dosage to the Interceptor, this issue could not have reasonably foreseen the failure of this manhole 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