

RESOLUTION 23-126

RESOLUTION AUTHORIZING EMERGENCY PROCUREMENT
OF SERVICES IN CONNECTION WITH REPAIRS TO
RVRSA MAIN UTILITY BREAKER AND TRANSFORMER

WHEREAS, on December 4, 2023, the RVRSA Executive Director was notified by the RVRSA Electrical Engineer that RVRSA Main Utility Station Breaker 1A, that feeds the Process Building and Equipment, Pre-Treatment Building and Equipment and the Maintenance Building, was severely damaged due to an Arc Flash, necessitating immediate investigation and repair to restore power to the Process Building, Pre-Treatment Building and the Maintenance Building; and

WHEREAS, the investigation and repair of damaged Breaker 1A required the following tasks:

- Mobilization of labor by Qualus Corporation; and
- Restoration of power to Transformer A at Substation 1; and
- Not to exceed total amount of \$25,000.00; and

WHEREAS, Breaker 1A failed due to an Arc Flash; 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 Executive Director has filed an insurance claim to be evaluated by the Joint Insurance Fund for consideration; and

WHEREAS, the RVRSA is satisfied that, for the reasons articulated by JoAnn Mondsin, 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:

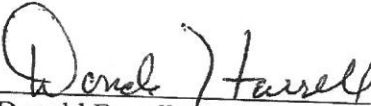
1. The RVRSA declares that an emergency exists due to the immediate need to secure and to initiate actions to implement repairs to Main Utility Station Breaker 1A and Substation Transformer A, to ensure the integrity of the electrical system and protection to the public and the environment. As such, an emergency is declared requiring immediate procurement of high energy electrical repair services.

2. The Executive Director is authorized to issue purchase orders, in an amount not to exceed \$25,000.00, 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:
 - Qualus Corporation, in an amount not to exceed \$25,000.00.
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 December 14, 2023.

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

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


Donald Farrell
Board Secretary

Requisition for Emergency Repair of RVRSA's
Main Utility Station Break 1A and Transformer A at Substation No. 1

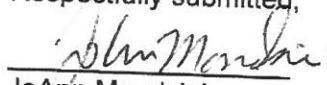
To: Rockaway Valley Regional Sewerage Authority
From: JoAnn Mondsini, Executive Director
Re: Emergency Repairs to Main Utility Station Break 1A and Transformer A at Substation 1
Date: December 5, 2023

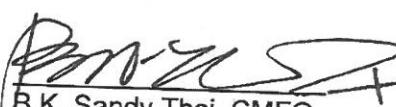
It is requested that a contract for the performance of emergency repairs to restore power to Main Utility Station Breaker 1A and Transformer A at Substation 1 be awarded without competitive bids as an Emergency Service pursuant to N.J.S.A. 40A:11-6.

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 Main Utility Station Breaker 1A and Transformer A at Substation 1 to be performed by Qualus Corporation; and
2. An actual or imminent emergency exists requiring the need to immediately take actions to identify and make necessary repairs to Breaker 1A and Transformer A to restore power to RVRSA Process Building & Equipment, Pre-Treatment Building and Equipment and Maintenance Building, which loss of power would be deleterious to public health; and
3. The need for such emergency services was due to an arc flash within Main Utility Station Breaker 1A. RVRSA routinely performs maintenance on the Main Utility Station and could not have reasonably foreseen the failure of this Breaker 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,


JoAnn Mondsini
Executive Director


B.K. Sandy Thai, CMFO
Chief Financial Officer