

RESOLUTION

No. 17-786

Date of Adoption DEC 07 2017

Approved as to Form and Legality

Date of Adoption

Factual content certified by

[Signature]
CITY ATTORNEY

[Signature]
Merkle Cherry, Jr. Director of Public Works

Councilman /woman

[Signature]

presents the following Resolution:

RESOLUTION AUTHORIZING PAYMENT FOR A CONTRACT WITH WATERS & BUGBEE, INC., 75 SOUTH GOLD DRIVE, HAMILTON, NEW JERSEY 08691 WHICH WAS AWARDED ON AN EMERGENCY BASIS FOR THE REPAIR OF AN 8 INCH WATER MAIN BREAK AT 650-690 LAWRENCE ROAD, LAWRENCE, NJ 08648. IN AN AMOUNT NOT TO EXCEED \$26,923.71

WHEREAS, a contract was awarded to Waters & Bugbee, Inc., 75 South Gold Drive, Hamilton, New Jersey 08691 for the emergency alleviation of the extraordinary increase of water service breaks; and

WHEREAS, the maximum amount of the contract was \$26,923.71, and funds have been certified to be available in 07-05- -55-5500-835; and

WHEREAS, the Local Public Contracts Law at N.J.S.A. 40A:11-6 provides that "[a]ny contract may be negotiated or awarded . . . without public advertising for bids and bidding therefore, notwithstanding that the contract price will exceed the bid threshold, when an emergency affecting the public health, safety and welfare requires the immediate . . . performance of services", subject to the award being made pursuant to the manner set forth therein; and

WHEREAS, the official in charge M. Sean Semple, Assistant Director of Public Works-Water Utility, Trenton Water Works submitted the attached certification that an emergency existed, and that immediate services to remedy the emergency were required.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton, in the County of Mercer as follows:

1. The Mayor is hereby authorized to provide for payment in the amount of \$26,923.71 to Waters & Bugbee, Inc., 75 South Gold Drive Hamilton, New Jersey 08691 for emergency alleviation of the extraordinary increase of water service breaks.
2. This contract was awarded without competitive bidding as an emergency pursuant to N.J.S.A. 40A:11-6 of the Local Public Contracts Law.
3. A notice of this action shall be printed once in the official newspaper for the City of Trenton, and the resolution and contract shall remain on file in the City Clerk's office.
4. The Emergency Procurement Report shall be filed with the Director of the Division of Local Government Services within 30 days pursuant to N.J.S.A. 19:44A-20.12.

	Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent
BETHEA	✓				HOLLY WARD				✓	CHESTER	✓			
CALDWELL WILSON	✓				MUSCHAL				✓					
HARRISON	✓				REYNOLDS JACKSON	✓								

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on

DEC 07 2017

[Signature]
President of Council

[Signature]
City Clerk

**RESOLUTION # 17-786
CONTRACT WITH WATERS & BUGBEE, INC.**

THE AGREEMENT made this **8th day of December 2017**, by and between the **CITY OF TRENTON**, a municipal corporation, of the State of New Jersey, with principal offices located at 319 East State Street, Trenton, New Jersey 08608 (hereinafter the "City") and **WATERS & BUGBEE, INC., 75 SOUTH GOLD DRIVE, HAMILTON, NEW JERSEY 08691** (hereinafter "CONTRACTOR")

WHEREAS, Res. No. 17-786 awarded an emergency contract Pursuant to N.J.S.A. 40:A 11-6 on an emergency basis to Waters & Bugbee, Inc., 75 South Gold Drive, Hamilton, New Jersey 08691 for the Emergency Repair of an 8 inch water main break at 650-690 Lawrence Road, Lawrence, New Jersey 08648 in an amount not to exceed \$26,923.71.

NOW THEREFORE, the parties mutually agree as follows:

1. The amount of the agreement shall be in an amount not to exceed \$26,923.71.
2. The Mayor is hereby authorized to execute payment to Waters & Bugbee, Inc., 75 South Gold Drive, Hamilton, New Jersey 08691 for the Emergency Repair of an 8 Inch water Main Break at 650-690 Lawrence Road, Lawrence, New Jersey 08648 for said purposes in the manner prescribed by law.

IN WITNESS WHEREOF, the parties have hereunto set their bands and seals the day and year first above written.

ATTEST:




**DWAYNE M. HARRIS
MUNICIPAL CLERK**

Witness:




DATE 12/29/17

CITY OF TRENTON



**HONORABLE ERIC E. JACKSON
MAYOR**



**WATERS & BUGBEE, INC.,
75 SOUTH GOLD DRIVE
HAMILTON, NEW JERSEY 08691**

Charles P. Waters, Executive V.P.