

**AGREEMENT**  
**RESOLUTION # 20-751**  
**EMERGENCY PAYMENT FOR SEWER REPAIRS AT 17 EAST FRONT STREET**  
**ISSUED TO DEWCON, INC.**

**THE AGREEMENT** made this 23<sup>RD</sup> day of **DECEMBER 2020**, 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 **DEWCON, INC., P.O. BOX 439, BASKING RIDGE, NEW JERSEY 07920** (hereinafter "CONTRACTOR")

**WHEREAS**, a need existed for the emergency services of Dewcon, Inc., P.O. Box 439, Basking Ridge, New Jersey 07920 for Sewer Repairs at 17 East Front Street, Trenton, New Jersey for the City of Trenton, Department of Water and Sewer, Sewer Utility; and

**WHEREAS**, the Local Public Contract 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 Joseph McIntyre, General Superintendent- Sewer Utility submitted the attached certification that an emergency existed, and that immediate services to remedy the emergency were required; and

**NOW THEREFORE**, the parties mutually agree as follows:

1. The amount of the agreement shall be in an amount not to exceed \$54,123.72 for the City of Trenton, Department of Water and Sewer, Sewer Utility.
2. The Mayor is hereby authorized to execute an emergency payment in an amount not to exceed \$54,123.72 to Dewcon, Inc., P.O. Box 439, Basking Ridge, New Jersey 07920 for emergency demolition services at 17 East Front Street, Trenton, New Jersey in the City of Trenton for the 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:

CITY OF TRENTON

Witness:

  
2/17/2021

MATTHEW H. CONLON, RMC  
MUNICIPAL CLERK

DATE

  
1/19/21

W. REED GUSCIORA  
MAYOR

DATE

1/19/21  
R.R. B.R.

DEWCON, INC.,  
P.O. BOX 439  
BASKING RIDGE, NEW JERSEY 07920

# RESOLUTION

20-751

No.

Approved as to Form and Legality

JOHN MORELLI, CITY ATTORNEY

*Actus*  
Councilman /woman

Date of Adoption

Factual content certified by

MARK LAVENBERG, DIRECTOR WATER & SEWER

*Cal Divell - Wilson*

presents the following Resolution:

**RESOLUTION AUTHORIZING PAYMENT FOR A CONTRACT WITH DEWCON, INC., P.O. BOX 439, BASKING RIDGE NEW JERSEY 07920, AWARDED ON AN EMERGENCY BASIS FOR SEWER REPAIRS AT 17 EAST FRONT STREET IN AN AMOUNT NOT TO EXCEED \$54,123.72 FOR THE TRENTON SEWER UTILITY**

WHEREAS, a need existed for the emergency services of Dewcon Inc. for Sewer Repairs at 17 East Front Street for the Trenton Sewer Utility; and

WHEREAS, the maximum amount of the contract is not to exceed \$54,123.72 and funds have been certified to be available in Account 1-07- -55-5500-290; 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 Joseph McIntyre, General Superintendent – Sewer Utility 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 execute payment in an amount not to exceed \$54,123.72 to Dewcon Inc., P.O. Box 439, Baskin Ridge NJ 07920 for Sewer Repairs at 17 East Front Street for the Trenton Sewer Utility.
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
BLAKELEY	✓				MUSCHAL	✓				MCBRIDE				✓
CALDWELL WILSON	✓				RODRIGUEZ	✓								
HARRISON	✓				VAUGHN	✓								

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on December 22, 2020

Kathy McBride  
President of Council

City Clerk