

RESOLUTION

No. 23-234

Date of Adoption MAY 04 2023

Approved as to Form and Legality

WESTLEY BRIDGES, CITY ATTORNEY

Factual content certified by

SEAN SEMPLE, ACTING - DIRECTOR WATER & SEWER

Councilman /woman

**RESOLUTION AUTHORIZING PAYMENT FOR A CONTRACT WITH DEWCON,
INC., P.O. BOX 439, BASKING RIDGE NEW JERSEY 07920, AWARDED ON AN
EMERGENCY BASIS FOR COMBINED SEWERAGE PUMP STATION
EMERGENCY TEMPORARY REPAIR IN AN AMOUNT NOT TO EXCEED
\$118,455.83 FOR THE TRENTON SEWER UTILITY**

WHEREAS, a need existed for the emergency services of Dewcon Inc. for Combined Sewerage Pump Station Emergency Temporary Repair for the Trenton Sewer Utility; and

WHEREAS, the maximum amount of the contract is not to exceed \$118,455.83 and funds have been certified to be available in Account 2-07- -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 \$118,455.83 to Dewcon Inc., P.O. Box 439, Baskin Ridge, NJ 07920 for the Combined Sewerage Pump Station Emergency Temporary Repair 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
FIGUEROA KETTENBURG				✓	GONZALEZ					✓	EDWARDS	✓		
FRISBY	✓				FELICIANO	✓								
HARRISON	✓				WILLIAMS	✓								

MAY 04 2023

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

Joseph D. Stanley
President of Council

J. Williams
City Clerk

AGREEMENT
RESOLUTION #23-234
PAYMENT FOR THE EMERGENCY TEMPORARY REPAIR OF THE COMBINED SEWERAGE PUMP STATION FOR THE CITY OF
TRENTON, DEPARTMENT OF WATER AND SEWER, TRENTON SEWER UTILITY
ISSUED TO DEWCON INC.

THE AGREEMENT made this **5TH day of MAY 2023**, 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 BRIDGE, NEW JERSEY 07920** (hereinafter "CONTRACTOR")

WHEREAS, a contract was awarded to Dewcon Inc., P.O. BOX 439, Basking Bridge, New Jersey 07920, for the emergency temporary repair of the combined sewerage pump station for the City of Trenton, Department of Water and Sewer, Trenton Sewer Utility; 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 acting Director Sean Semple, submitted the attached certification that an emergency existed, and that immediate services to remedy the emergency were required.

NOW THEREFORE, the parties mutually agree as follows:

1. The amount of the agreement shall be in an amount not to exceed \$118,455.83 awarded to Dewcon Inc., P.O. BOX 439, Basking Bridge, New Jersey 07920, for the emergency temporary repair of the combined sewerage pump station for the City of Trenton, Department of Water and Sewer, Trenton Sewer Utility.
2. The Mayor is hereby authorized to execute an emergency payment in an amount not to exceed \$118,455.83 to Dewcon Inc., P.O. BOX 439, Basking Bridge, New Jersey 07920, for the emergency temporary repair of the combined sewerage pump station for the City of Trenton, Department of Water and Sewer, Trenton Sewer Utility 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:


BRANDON I. GARCIA
MUNICIPAL CLERK


W. REED GUSCIORA
MAYOR

DATE

6-16-23
DATE

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

Ryan C. Dewey, Vice President