

**TOWNSHIP OF VERONA  
COUNTY OF ESSEX, STATE OF NEW JERSEY**

**RESOLUTION No. 2024-179**

A motion was made by Councilwoman Holland; seconded by Councilman Roman that the following resolution be adopted:

**AUTHORIZING AWARD OF EMERGENCY CONTRACT UNDER NEW JERSEY  
LOCAL PUBLIC CONTRACTS LAW, N.J.S.A. 40A:11-6  
RESULTING FROM AN EMERGENCY CONDITION ON THE SANITARY SEWER  
SYSTEM**

**WHEREAS**, an emergency has arisen with respect an emergent condition requiring immediate construction and repairs to resolve sewer backups in the sanitary sewer system, specifically between Derwent Avenue and the Peckman River; and

**WHEREAS**, the Township Manager had determined that immediate attention to the sanitary sewer main trunk main for the purpose of protecting public health and safety; and

**WHEREAS**, the need for such could not have been foreseen; and

**WHEREAS**, *N.J.S.A. 40A:11-6* permits a contract to be negotiated or awarded without public advertisement for bids and bidding therefor, notwithstanding the contract price will exceed the bid threshold, when an emergency affecting the public health, safety or welfare requires the immediate delivery of goods or the performance of services; and

**WHEREAS**, pursuant to *N.J.S.A. 19:44A-20.12*, contracts awarded under such circumstances are excepted from Pay-to-Play due to public exigency; and

**WHEREAS**, Wind River Environmental, 701 2nd Street Swedesboro, NJ 08085 has the ability to commence the emergency work required as soon as a contract is executed with the Township in an amount not to exceed \$60,000; and

**WHEREAS**, this expenditure shall be charged to an account deemed appropriate by the Chief Financial Officer or her designee, and the availability of funds have been contingently certified by the Chief Financial Officer.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of Verona in the County of Essex, State of New Jersey hereby authorizes award of an emergency contract pursuant to *N.J.S.A. 40A-11-6* to Wind River Environmental for emergency construction and repairs to resolve sanitary sewer backups between Derwent Avenue and the Peckman River.

**BE IT FURTHER RESOLVED** said contract shall be limited to duration as to meet only the immediate needs of this emergency.

**ROLL CALL:**

**AYES:** Holland, McGrath, Roman, McEvoy, Tamburro

**NAYS:**

**THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT A REGULAR MEETING HELD ON OCTOBER 7, 2024.**

  
**JENNIFER KIERNAN  
MUNICIPAL CLERK**

