

Mayor Nolan offered the following Resolution and moved on its adoption:

R-12-68

**RESOLUTION DECLARING AN EMERGENT CONDITION FROM A SEWER
BACKUP ON BAY AVENUE AND TO PROVIDE AUTHORIZATION TO OBTAIN
CONTRACT WITHOUT PUBLIC BIDDING PURSUANT TO THE
PROVISIONS OF N.J.S.A. 40A:11-6**

WHEREAS, an emergent condition developed on Saturday, March 10, 2012 as a result of a major sewer back up which caused manholes on Bay Avenue to overflow with sewerage in the borough; and

WHEREAS, provisions of N.J.S.A. 40A:11-6 permit the Borough to award contracts without public bidding or quotes when an emergency affecting the health, welfare and safety of the public requires the immediate performance of services; and

WHEREAS, the Mayor, Frank Nolan declared the situation an emergency condition affecting the health and safety of the public.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Highlands that authorization be and is hereby given to the Borough Administrator to proceed with processing the necessary payments for services and material rendered to rectify the problems caused by Sewer Backup on Bay Avenue.

Seconded by Mr. Redmond and adopted on the following roll call vote:

ROLL CALL:

AYES: Mr. Redmond, Mr. O'Neil, Mr. Francy, Ms. Kane, Mayor Nolan

NAYES: None

ABSENT: None

ABSTAIN: None

DATE: March 21, 2012

CAROLYN CUMMINS, BOROUGH CLERK

I hereby certify this to be a true copy of the Resolution R-12-68 adopted by the Governing Body of the Borough of Highlands on March 12, 2012.

BOROUGH CLERK/DEPUTY CLERK