

R-16-52
BOROUGH OF HIGHLANDS
RESOLUTION AWARDING EMERGENCY REPAIR CONTRACT TO BRANIN
CONSTRUCTION COMPANY FOR THE REPAIR OF SEWER LINES AND
ASSOCIATED WORK DUE TO COMPROMISED LINE.

WHEREAS, the Borough of Highlands may award emergency contract pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-6 without public advertising for bids when an emergency affecting the public health, safety or welfare requires the immediate performance of services; and

WHEREAS, December 18, 2015 problems were reported regarding sewer lines located in and around Shore Drive and Gravelly Point Road ; and

WHEREAS, the Borough Construction Official had determined that construction being performed at 5 Gravelly Point Road resulted in a compromise of the sewer line which necessitated immediate action; and that there was an emergency which threatened the public health and safety; and

WHEREAS, the Construction Official and Sewer Operator concurred that in order to alleviate the threat to the public health and safety that emergency repairs were necessary; and

WHEREAS, the Borough Construction Official, Sewer Department, Borough Engineer, Borough Administrator and Chief Financial Officer, and the Mayor were made aware of the emergency on December 18, 2015 and the need for invoking N.J.S.A. 40A:11-6; and

WHEREAS, Borough officials were present and determined that an emergency did exist and authorized the award of a contract for the sewer repair and associated work to Branin Construction Company, P.O. Box 415, Highlands, NJ 07732.

NOW THEREFORE BE IT RESOLVED, by the governing body of the Borough of Highlands as follows:

1. As a result of the compromised sewer line in and near 5 Gravelly Point Road home an emergency existed, which threatened the public health and safety of the Borough residents and required immediate repair.
2. The Borough approves an emergency contract with Branin Construction Company to make the necessary repairs not to exceed \$15,000.
3. Upon Branin Construction Company's completion of the emergency contract, it shall be entitled to payment and the governing body of the Borough shall take such action as shall be required to provide for the payment of the contract price.
4. The Borough shall seek reimbursement from the homeowner, contractor and/or its insurance company for this emergency repair and other associated costs as may be applicable.

5. The mayor, or his designee, is hereby authorized to execute a contract and any other necessary documents with Branin Construction Company to effectuate the purposes of this resolution.

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BROULLON						
CARD						
D'ARRIGO						
WELLS						
NOLAN						
ON CONSENT AGENDA			YES	NO		

DATE: February 3, 2016

Carolyn Cummins, Borough Clerk

I hereby certify this to be a true copy of Resolution R-16-52 adopted by the Governing Body of the Borough of Highlands on February 6, 2016.

 Borough Clerk/Deputy Clerk