

RESOLUTION #17-157

**RESOLUTION AUTHORIZING THE EXECUTION OF AN EMERGENCY
REPAIR CONTRACT WITH HUNGERFORD AND TERRY, INC. FOR
REPLACEMENT PROGRAMMER LOGIC CONTROLLER AND
CONTROL PANEL REPLACEMENT**

WHEREAS, a catastrophic failure occurred to the existing in excess of 20 year old program logic filter control system rendering the City's water treatment plant inoperable, creating an "emergency condition"; and

WHEREAS, the emergency condition falls under the jurisdiction of the Water and Sewer Utility within the Public Works Department; and

WHEREAS, the Manager of the Public Works Department has determined that the condition constitutes an emergency affecting the immediate health, safety and welfare of the public requiring the immediate delivery of goods and services to repair to restore water treatment plant operations and ensure sufficient pressure to fire hydrants; and

WHEREAS, the scope of the necessary emergency repairs are beyond the scope of the City's in house repair capabilities; and

WHEREAS, the Manager of the Public Works Department pursuant to *N.J.S.A. 40A:11-6* notified the Administrator and CFO of the existence of the emergency and the need for the performance of a contract to address the emergency situation, which notification was reduced to writing and filed with the Administrator, CFO and purchasing agent pursuant to the provisions of the Local Public Contracts Law and the procedures established by the City of Woodbury; and

WHEREAS, the Public Works Director has requested the award of an emergency contract to Hungerford and Terry, Inc. on an emergency basis pursuant to *N.J.S.A. 40A:11-6* and the policies and procedures established by the City of Woodbury for Replacement Programmer Logic Controller and Control Panel Replacement in the amount of \$55,381.00 together with 26 Hardwired manual 3-position switches with wiring in the amount of \$2,860, and any necessary Field Supervision at the rate of \$1,200 per 8 hour day, or \$187.50 per hour for partial days in accordance with Hungerford and Terry, Inc.'s Field Service Charge Policy; and

WHEREAS, said work to be completed is designed to address only the extent of the emergency and could not have been anticipated.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Woodbury that the contract awarded to Hungerford and Terry, Inc. for Replacement Programmer Logic Controller and Control Panel Replacement in the amount of \$55,381.00 together with 26 Hardwired manual 3-position switches with wiring in the amount of \$2,860 , and any necessary Field Supervision at the rate of \$1,200 per 8 hour day, or \$187.50 per hour for partial days in accordance with Hungerford and Terry, Inc.'s Field Service Charge Policy and the Mayor and/or Administrator is hereby authorized to execute contract 33069 consistent with the within resolution; and the CFO is hereby directed to make payment to Hungerford and Terry, Inc., with the approval of the Administrator and the Manager of the Public Works Department as to satisfactory completion of the provisions of the contracted good and services.

ADOPTED at a regular meeting of the Mayor and City Council of the City of Woodbury on September 26, 2017.

CITY OF WOODBURY

By: William Fleming,
Council President Pro Temp

ATTEST:

DANEEN FUSS, Clerk

Council Member	Ayes	Nays	Abstain	Absent
Councilwoman Carter				
Councilman Fleming				
Councilman Johnson				
Councilman McIlvaine				
Councilwoman O'Connor				
Councilman Reddin				
Councilman Swanson				
Councilwoman Tierney				
Council President Parker				
Mayor Floyd				

CERTIFICATION

I, Daneen D. Fuss hereby certify that the foregoing Resolution was adopted by the City Council, of the City of Woodbury, in the County of Gloucester and State of New Jersey at a meeting held on **September 26, 2017** at the Municipal Building, 33 Delaware Street, Woodbury, New Jersey 08096.

Daneen D. Fuss
City Clerk