

January 25, 2022

**BOROUGH OF BRADLEY BEACH**

**RESOLUTION 2021-48**

**RESOLUTION AUTHORIZING EMERGENCY CONTRACTS  
SYLVAN LAKE STORM OUTFALL**

**WHEREAS**, the Local Public Contracts Law permits the award of emergency contracts pursuant to N.J.S.A. 40A:11-6 et. seq., subject to certain criteria, and

**WHEREAS**, the Local Public Contracts Law pursuant to N.J.S.A. 40A:11-6 et seq. allows the award of contracts without public advertising for bids and bidding when an emergency exists affecting the public health, safety or welfare which requires the immediate delivery of goods or the performance of services, wherein the award of contract is made in the manner prescribed by the aforesaid statutory provision; and

**WHEREAS**, the Borough of Bradley Beach has determined that an emergency exists, wherein due to a sinkhole formed in line with the Sylvan Lake Storm Outfall, there is a compromise in line; and

**WHEREAS**, as a result of the aforesaid emergency, there was/is a need to use a truck to keep the televiser the line and repair any leaks found and make repairs where needed; and

**WHEREAS**, the Borough has determined that the aforesaid emergency affects the public health, safety and/or welfare; and

**WHEREAS**, in accordance with the aforesaid declaration and pursuant to N.J.S.A. 40A:11-6 et. seq., the aforesaid emergency pump replacement project is awarded to:

- Oswald Enterprises, to televiser, in an amount estimated \$5,500 per day; and company to be named if further work is needed; and

**WHEREAS**, certification of funds having been made by the Chief Financial Officer, that funds are available for the said purpose.

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Borough of Bradley Beach that the contracts for the aforesaid emergency work be performed as needed.

**BE IT FURTHER RESOLVED**, that these contracts are being awarded without public advertisement for bids pursuant to an emergency situation affecting the public health, safety and/or welfare, and as authorized by the Local Public Contract Laws, in accordance with N.J.S.A. 40A:11-6, which permits the awarding of emergency contracts.

**BE IT FURTHER RESOLVED**, that the Borough officials, including but not limited to, the Borough Administrator, are hereby authorized to execute the said emergency contracts, as well as any and all documents required to effectuate the same.

Seconded by Councilman Sexsmith and adopted upon the following vote:

	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Mr. Bonnell	X			
Mr. Gubitosi	X			
Mr. Sexsmith	X			
Mr. Weber	X			
Mayor Fox	X			

**CERTIFICATION**

I, Erica Kostyz, Municipal Clerk, Borough of Bradley Beach, Monmouth County, New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Governing Body at the January 25, 2022 Council Business Meeting.

*Erica Kostyz*  
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Erica Kostyz, RMC, CMR  
Municipal Clerk