



RESOLUTION 20-259

Resolution Ratifying the Award of an Agreement with S. Brothers Construction, Inc. in the Not to Exceed Amount of \$47,570.00, and Authorizing Payment for Emergency Repair to the Sanitary Sewer System at Washington Road / Faculty Road

WHEREAS, by Memorandum dated July 22, 2020, the Princeton Engineer advised the Administrator of the need for Princeton to undertake an emergency repair to the sanitary sewer system, and specifically the sanitary sewer manhole at the intersection of Washington Road (County Route 571) and Faculty Road in Princeton; and

WHEREAS, as detailed in said July 22, 2020 Memorandum, which is incorporated herein as if fully restated, Princeton solicited proposals from various contractors to complete the emergency repair, including a proposal from S. Brothers, Inc. of South River, New Jersey, which contractor has successfully completed numerous projects for Princeton; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-6, and section 2-1.6(o) of the Princeton Code authorize the Administrator to award a contract exceeding the bid threshold without public bidding therefor when an emergency affecting the public health, safety or welfare requires the immediate performance of services; and

WHEREAS, pursuant to the LPCL and as authorized by section 2-1.6(o), and based on the Engineer's July 22, 2020 Memorandum, the Administrator determined that an emergency affecting the public health and safety existed, satisfying the requirements of the LPCL, and necessitating the immediate performance of the work by S. Brothers for the estimated sum of \$42,270.00; and

WHEREAS, additional work not anticipated in the cost estimate was necessary to access an upstream manhole which was buried under the pavement in Washington Road; and

WHEREAS, S. Brothers has completed the emergency repair work and is entitled to payment therefor; and

WHEREAS, the final cost of the project is \$47,570, as shown on the itemized invoice; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available to pay for said services from 04-215-17-031-089-301.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Municipality of Princeton, County of Mercer, State of New Jersey, as follows:

1. Pursuant to N.J.S.A. 40A:11-6, the Council hereby ratifies the Administrator’s award of the emergency repair agreement for \$47,570.00 to S. Brothers, Inc., based on the reasons set in the “Whereas” clauses and July 22, 2020 Memorandum from the Engineer.
2. Payment in the amount of \$47,570.00 shall be made to S. Brothers, Inc.
3. A copy of this Resolution shall be placed on file in the Office of the Clerk.

Councilperson	Absent	Present	1 st	2 nd	Yea	Nay	Abstain	Disqualified
Mr. Cohen		X	X		X			
Ms. Fraga		X			X			
Ms. Niedergang		X		X	X			
Ms. Pirone Lambros		X			X			
Ms. Sacks		X			X			
Mr. Williamson		X			X			
Mayor Lempert		X						

I, Delores A. Williams, Municipal Clerk of Princeton, do hereby certify that the above is a true copy of a resolution adopted by the Mayor and Council of Princeton at a meeting held August 10, 2020.


Delores A. Williams, Municipal Clerk

ATTACHMENTS:

- SS Emergency Invoice (PDF)
- Memo to Administration re Emergency Contract w S. Bros 7-22-20 (PDF)