



RESOLUTION 20-380

**Resolution Authorizing Award Of Agreement As Emergency Services
Contract To S. Brothers, Inc.**

WHEREAS, by Resolution adopted on November 23, 2020, the Municipality of Princeton terminated the Agreement for “Improvements to Linden Lane and Spruce Street” which it had previously executed with Integrated Construction Utilities of N.J. LLC; and

WHEREAS, there is paving and related roadwork on Spruce Street that was originally required under the foregoing Agreement and that must be completed immediately to ensure that no further damage to the roadway results and also for public safety reasons; and

WHEREAS, as detailed in the November 23, 2020 Memorandum from the Princeton Engineer which is incorporated herein as if fully restated, Princeton solicited and received a proposal from S. Brothers, Inc. of South River, New Jersey, to complete the paving and related roadwork on Spruce Street; and

WHEREAS, the Local Public Contracts Law (LPCL), 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 November 23, 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 sum of \$230,068.10; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available to pay for said services from capital accounts 04-215-16-020-076-359, 04-215-16-020-076-361, 04-215-16-022-089-301, 04-215-15-007-076-351, and 04-215-18-004-089-301.

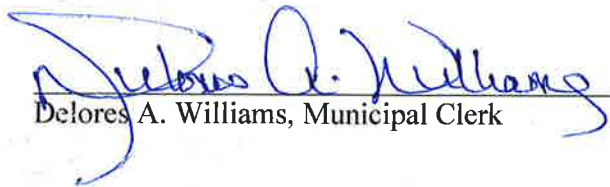
NOW, THEREFORE, BE IT RESOLVED by the Council of the Municipality of Princeton, County of Mercer, State of New Jersey, as follows:

1. Pursuant to N.J.S.A. 40A:11-6, the Council hereby approves the Administrator’s award of an emergency services agreement for \$230,068.10 to S. Brothers, Inc., based on the reasons set in the “Whereas” clauses and November 23, 2020 Memorandum from the Engineer.
2. The Princeton Administrator, Engineer, Clerk and Attorney, and such other officials and employees as may be appropriate, are hereby authorized and directed to prepare for the Administrator’s execution a formal agreement with S. Brothers to undertake the work authorized herein.

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			
Ms. Fraga		X			X			
Ms. Niedergang		X		X	X			
Ms. Pirone Lambros		X			X			
Ms. Sacks		X			X			
Mr. Williamson		X	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 November 23, 2020.


 Delores A. Williams, Municipal Clerk