

**RESOLUTION # 100-12**

**RESOLUTION  
APPROVING EMERGENCY CONTRACT FOR  
THE REPAIR OF DELSEA DRIVE WATER TREATMENT FACILITY  
IN THE BOROUGH OF CLAYTON**

*WHEREAS*, Richard Middleton, Director of the Clayton Public Works Department has submitted Certification of Request for Emergency purchase; and

*WHEREAS*, it has been determined that said purchase and repair is an emergency condition; and

*WHEREAS*, Richard Middleton, Director of Public Works, has issued said request (attached hereto) indicating the reasons said emergency exists; and

*WHEREAS*, Richard Middleton, Director of Public Works, had obtained a quote from Hungerford & Terry, Inc. to repair said emergency dated April 16, 2012; and

*WHEREAS*, the governing body is in agreement that said emergency contract must be awarded without public bidding pursuant to N.J.S.A. 40A:11-6.

*NOW, THEREFORE, BE IT RESOLVED* by the Mayor and Council of the Borough of Clayton, County of Gloucester, and State of New Jersey as follows:

1. That the governing body does hereby authorize the execution of a Contract between the Borough of Clayton and Hungerford & Terry, Inc. for the repair of said Delsea Drive Water Treatment Facility per the estimate of \$20,500.00.

**ADOPTED** at a meeting of the Mayor and Council of the Borough of Clayton,  
in the County of Gloucester, State of New Jersey, held on April 26, 2012.

BOROUGH OF CLAYTON

  
\_\_\_\_\_  
THOMAS BIANCO, Mayor

Attest:

  
\_\_\_\_\_  
CHRISTINE NEWCOMB  
Borough Clerk

**CERTIFICATION**

I, Christine Newcomb, Clerk of the Borough of Clayton, do hereby certify that  
the foregoing Resolution was presented and duly adopted by the Borough Council at a  
regular meeting of the Borough of Clayton Council, held on April 26, 2012.

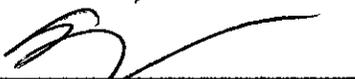
  
\_\_\_\_\_  
CHRISTINE NEWCOMB, Borough Clerk

## Certification of Request for Emergency Purchases

The Department Head certifies as follows:

1. An emergency condition exists in the Delsea Drive Water Treatment Facility
2. This condition constitutes an emergency affecting the public health, safety and/or welfare of the public.
3. Description of the conditions and how it affects the public, health, safety and/or welfare: The Nitrate Regeneration Unit needs additional and unforeseen materials to return the unit to service. The inability to operate the unit prevents the facility from being able to produce potable water for the customers of the Borough of Clayton water distribution system.
4. This emergency occurred on: April 16<sup>th</sup>, 2012
5. It is necessary to invoke NJSA 40 A:11-6 in order to obtain the immediate delivery of the materials, supplies or the performance of the service(s) described in the attached purchase order. The estimated cost of furnishing the materials, supplies or services is \$ 20,500
6. It is requested that a purchase order be issued without public advertisement for bids, pursuant to the above cited statute.
7. I certify that the forgoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.

  
Department Head Signature

  
Mayor or Department Chairperson Signature

### For Purchasing Authority Only:

8. If approval is granted, record the purchase order(s) issued pursuant to the emergency \_\_\_\_\_.
9. The maximum amount that may be expended under this emergency is \$ \_\_\_\_\_.

Emergency Purchase Approved By:
_____ Adminstrator

# HUNGERFORD & TERRY, INC.

*Manufacturers of Water Treating Equipment*

P.O. BOX 650  
CLAYTON, NEW JERSEY 08312-0650  
856-881-3200  
FAX 856-881-6859  
E-mail: [sales@hungerfordterry.com](mailto:sales@hungerfordterry.com)



Borough of Clayton  
125 North Delsea Dr.  
Clayton, NJ 08312  
Attn: Ms. Sue Miller

April 16, 2012

Ref: Additional resin for Nitrate exchanger

Dear Ms. Miller,

In keeping with your request to our service manager, Mr. Bob Lilley we are pleased to offer the following quotation for additional resin for the nitrate exchanger. The nitrate exchanger holds a total of 141 ft<sup>3</sup> and we have replaced 47 cubic feet. That leaves 94 cubic feet to be replaced. At a cost of \$212.00 per cubic foot:

**Total Price: \$19,928.00**

This covers resin only. There is also a gravel support bed under the resin. This includes 28 cubic feet of gravel. In that the unit will be unloaded and gravel is relatively inexpensive we suggest the gravel support bed also be replaced. The cost for the resin and gravel bed

**Total Price: \$20,428.00**

Material can be shipped to the site within 3 days of an order and our payment terms are net 30 days. Feel free to contact Bob or the writer if you have any questions:

Very truly yours,  
Hungerford & Terry, Inc.

A handwritten signature in black ink, appearing to read 'Kenneth M. Sayell', is written over the typed name.

Kenneth M. Sayell  
VP / Sales

**CERTIFICATE OF AVAILABILITY OF FUNDS**

From: Donna Nestore, Chief Financial Officer, Borough of Clayton

To: Mayor and Council, Borough of Clayton

Re: Hungerford & Terry, Inc. – Emergency repair – Delsea Drive Water Treatment Facility

AMOUNT OF CONTRACT: \$20,500.00

Any expenditures required for the above referred contract are properly chargeable to 2012 Water/Sewer Budget.

I hereby certify that, as of this date, adequate funds have been appropriated in said line and are available to satisfy the expenditure required for the above referenced contract.



\_\_\_\_\_  
DONNA NESTORE  
Chief Financial Officer  
Borough of Clayton

Dated: April 26, 2012