

**R: 2016 -47**

**A RESOLUTION OF THE TOWN OF PHILLIPSBURG,  
COUNTY OF WARREN, STATE OF NEW JERSEY,  
FINDING AND DECLARING AN EMERGENCY FOR  
PURPOSES OF N.J.S.A. 40A:11-6 AND N.J.A.C. 5:34-6.1**

**WHEREAS,** N.J.S.A. 40A:11-6 and N.J.A.C. 5:34-6.1 permit contracting of services without public advertising for bids and bidding therefor, notwithstanding that the contract price will exceed the bid threshold, when an emergency affecting the public health, safety or welfare requires the immediate delivery or performance of services; and

**WHEREAS,** an emergency has arisen affecting the health, safety and welfare of the citizens of the Town of Phillipsburg to wit, the historic snowstorm Jonas, which snowstorm resulted in the Governor declaring a State of Emergency; and

**WHEREAS,** in the opinion of the Town's professionals and Mayor, it was necessary to immediately provide for the clearing and removal of the historic snowfall in order to ensure safety, emergency and other essential vehicular traffic could travel the street of Phillipsburg; and

**WHEREAS,** it was necessary to hire Williver Excavating at an actual cost of \$10,800.00; W. Dowd Excavating, LLC at an actual cost of \$16,160.00; All Image, Inc. at an actual cost of \$15,775.00; and J Pip's Paving Company at an actual cost of \$3,430.00, for a grand total of \$46,165.00 payment for which is available as evidenced by the attached certification of funds.

**NOW THEREFORE IT BE RESOLVED** by the Town Council of the Town of Phillipsburg, County of Warren, State of New Jersey, that the Town Council declares an emergency to exist as detailed above for which emergency services were needed and authorize the

payment therefore in excess of the bid threshold but for an amount not to exceed \$46,165.00.

**CERTIFICATION**

I, Victoria L. Kleiner, Municipal Clerk for the Town of Phillipsburg, do hereby certify that the foregoing is a true copy of a resolution duly adopted by the Town Council at their March 01, 2016 meeting.

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Victoria L. Kleiner  
Municipal Clerk