

**R: 2017 - 229**

**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 , the structural damage caused by a fire located at 140 Sitgreaves St. ; and**

**WHEREAS, in the opinion of the Town's professionals and Mayor, it was necessary to immediately provide for the demo of the building in order to prevent the collapse of the building resulted in injury to residents or additional properties; and**

**WHEREAS, it was necessary to hire DOWD EXCAVATING to effectuate repairs at an actual cost of \$21,980.00 ; repairs which were in fact completed; and**

**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 to W. DOWD EXCAVATING, LLC for a cost of \$21,980.00 and payment to W. Dowd Excavating. LLC. for a cost of \$21,980.00.

**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 November 08, 2016 meeting.

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Victoria L. Kleiner  
Municipal Clerk