

# RESOLUTION OF THE TOWNSHIP OF IRVINGTON, NJ

No. **DPW 20-0113-2**

Date of Adoption **JANUARY 13, 2020**

APPROVED AS TO FORM AND LEGALITY ON THE BASIS OF FACTS SET FORTH BY

*[Signature]*  
Legislative Research Officer

PRESENTED BY COUNCIL MEMBER

**COX**

SECONDED BY

**HUDLEY**

## AWARD AN EMERGENCY CONTRACT FOR THE DISPOSAL OF SOLID WASTE

WHEREAS, our solid waste and recycling contract with Suburban disposal expired; and

WHEREAS, the vendor decline to extend the service contract at the same terms and conditions; and

WHEREAS, the Director of Public Works declared an emergency in writing for the current vendor to continue providing service to the Township; and

WHEREAS, this situation constitutes a threat to public health, safety, welfare, and Public Works Director declared an Emergency and Suburban Disposal Inc., of 54 Montes Road, Fairfield, NJ 07004 to provide the Township with disposal of solid waste and recycling; and

WHEREAS, the Mayor concurred with the Director of Public Works and approved said emergency; and

WHEREAS, the vendor shall be paid a total sum of \$175,000.00 per month, for an amount not to 2,100,000.00 plus additional fees for roll-off for one year.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF IRVINGTON that it ratifies the decision of the Director of Public Works and the Mayor to authorize an emergency contract in the amount of \$2,100,000.00 plus additional fees for roll-off for one year to Suburban Disposal Inc., of 54 Montes Road, Fairfield, NJ 07004 for disposal of solid waste and recycling.

BE IT FUTHER RESLOVED, this contract will exceed two million dollars as such, the Municipal Clerk is hereby directed to send this contract to the State Comptroller's Office for review and approval.

BE IT FURTHER RESOLVED, that the required certification of availability of funds C20000001 in the amount of \$175,000.00 from account number 0-01-32-465-465-118 has been obtained from the Chief Financial Officer for this contract.

### RECORD OF COUNCIL VOTE

X = Indicates Vote    N.V. = No Vote    A.B. = Absent

| COUNCIL MEMBER | YES | NO | N.V. | A.B. | COUNCIL MEMBER | YES | NO | N.V. | A.B. |
|----------------|-----|----|------|------|----------------|-----|----|------|------|
| BEASLEY        | X   |    |      |      | INMAN          |     | X  |      |      |
| COX            | X   |    |      |      | VICK           | X   |    |      |      |
| FREDERIC       | X   |    |      |      | BURGESS        | X   |    |      |      |
| DR. HUDLEY     | X   |    |      |      |                |     |    |      |      |

PRESIDENT OF COUNCIL

*[Signature]*

MUNICIPAL CLERK

*[Signature]*

DATE **January 13, 2020**

I hereby certify that the foregoing is a true copy of a Resolution duly adopted by the Municipal Council. In witness whereof I have hereunto set my hand and the Corporate Seal of the Township of Irvington.

MUNICIPAL CLERK



DATE **JAN 13 2020**

ADMINISTRATOR ☒ ASSESSOR ☐ BLDG ☐ CFO ☒ COLLECTOR ☐ COURT ☐ EDGO ☐ ENGINEER ☒ FIRE ☒ HEALTH ☐ HOUSING ☐ INIC ☐ JUDGE ☐ LEGAL ☒ LIBR ☐ LICEN ☐ MAYOR ☐ NPP ☐ OCDP ☐ PARKS ☐ PAYROLL ☐ PUBLIC SAFETY ☒ DIR ☐ PUBLIC WORKS ☒ PURCHASING ☒ SEC ☐ PB/ZBA ☐ TRAFFIC ☐ ZONING ☒ OFF ☐ DLGS ☐ GNCD ☐ OTHER(S): NJ Comptroller

Certification of Availability of Funds

This is to certify to the of the Township of Irvington that funds for the following resolutions are available.

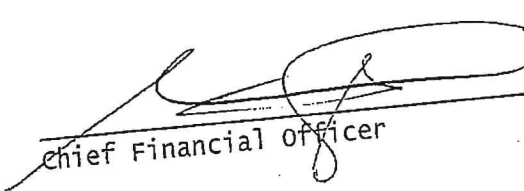
Contract Amount: 175,000.00  
Resolution Date: 01/09/20  
Resolution Number: C2000001

Vendor: SUBURB03 SUBURBAN DISPOSAL INC  
54 MONTESANO ROAD  
FAIRFIELD, NJ 07004

Contract: C2000001 2020 Extended Contract

| Account Number      | Amount     | Department Description |
|---------------------|------------|------------------------|
| 0-01-32-465-465-118 | 175,000.00 | REFUSE DUMPING         |
| Total               | 175,000.00 |                        |

Only amounts for the 2020 Budget Year have been certified. Amounts for future years are contingent upon sufficient funds being appropriated.

  
Chief Financial Officer

  
Document Received at 12:00 noon 1/13/2020

## **Althea Headley**

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**From:** Althea Headley  
**Sent:** Wednesday, December 18, 2019 2:32 PM  
**To:** Jamel Holley; Musa A. Malik; Cassandra Chatman  
**Cc:** Tanya Walker; Tony Vauss  
**Subject:** FW: Township of Irvington request for contract extension

Good afternoon Jamel,

Please see email below. The vendor does not agree to a contract extension under the same terms and conditions as such we will have to award an emergency contract to the vendor.

Please forward to me at your earliest conveniences, the emergency procurement forms, memo and signed certificate of funds no later than December 24, 2019 so I can prepare the emergency contract.

Regards,  
Althea

Sent via the Samsung Galaxy S10e, an AT&T 5G Evolution capable smartphone

----- Original message -----

**From:** John Roselle <jroselle@suburbandisposalinc.com>  
**Date:** 12/18/19 2:18 PM (GMT-05:00)  
**To:** Althea Headley <AHeadley@irvingtonnj.org>  
**Cc:** Daniel <droselle@suburbandisposalinc.com>; Chris <croselle@suburbandisposalinc.com>  
**Subject:** Re: Township of Irvington request for contract extension

Althea,

Suburban Disposal does not agree to extend the contract on the same terms and conditions of the old contract. Suburban Disposal will extend the contract for an additional one year at the contract price of \$175,000 per month with the roll off at the current rate of \$250.00 per pull.

Thank You,

John Roselle  
Suburban Disposal

On Dec 18, 2019, at 2:08 PM, Althea Headley <AHeadley@irvingtonnj.org> wrote:

Good afternoon John,

The Township wants to extend the contract under the same terms and conditions of the old contract for one year. If you agree, please confirm so I can send you the required paperwork.

Regards,  
Althea

Sent via the Samsung Galaxy S10e, an AT&T 5G Evolution capable smartphone



TOWNSHIP OF IRVINGTON  
Department of Public Works  
Irvington Municipal Building  
Civic Square, Irvington, NJ 07111  
Tel: 973-399-6690 Fax: 973-399-6798

Tony Vauss, Mayor  
Jamel Holley, Director

To: Honorable Mayor Tony Vauss  
From: Jamel C. Holley-Director of Public Works  
Re: Suburban Disposal Contract Extension  
Date: January 9, 2020

In order to continue the Township's solid waste and recycling collection, the Department of Public Works seeks to enter into an emergency contract extension with Suburban Disposal until the end of the 2020 calendar year. We anticipate this service will not exceed **two million one hundred thousand dollars 2,100,000.00 (excluding any additional roll-off fees).**

If the Township is unable to collect the trash we will have a significant accumulation which would be a direct threat to the quality of life as well as the health and overall well-being of our residents.

JH/cc.

c: Musa A. Malik-Business Administrator  
Althea Headley-Purchasing Agent

w/attachments

Approved By Honorable Mayor Vauss: \_\_\_\_\_

# N.J. Division of Local Government Services

## EMERGENCY PROCUREMENT REPORT

This report is to be filed by the contracting agent of the public agency with the Director of the Division of Local Government Services within 30 days of the date the emergency contract was issued. Please provide the necessary information to satisfactorily complete the report. Refer to the Instructions accompanying this form and the statutory and regulatory citations on the reverse of this form.

This form is designed to be completed using Microsoft Word; if not completed that way, please print it out.

|                                                                                                                                                                                                                                              |  |                                      |  |                          |        |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--------------------------------------|--|--------------------------|--------|
| 1. Name of Public Agency:                                                                                                                                                                                                                    |  | Township of Irvington                |  | County:                  | Essex  |
| 2. Date Emergency occurred:                                                                                                                                                                                                                  |  | 1/09/20 20                           |  | Time emergency occurred: | 9:00am |
| 3. Date emergency declared:                                                                                                                                                                                                                  |  | 1/9/20 20                            |  | Time emergency declared: | 9:00am |
| 4. Agency/department responsible for determining there was an emergency:                                                                                                                                                                     |  | Irvington Department of Public Works |  |                          |        |
| 5. Name and title of the official in charge of that agency:                                                                                                                                                                                  |  | Director Jamel C. Holley             |  |                          |        |
| 6. Describe the condition or circumstance pertaining to the emergency (attach additional sheets if necessary):                                                                                                                               |  |                                      |  |                          |        |
| The township requires a contract extension for collection of solid waste and recycling material for the year 2020, not having this service will constitute a threat to the public health, safety, and welfare of the residents of Irvington. |  |                                      |  |                          |        |
| 7. Name and title of the individual who determined the matter was an emergency and authorized award of contract(s):                                                                                                                          |  | Director Jamel C. Holley             |  |                          |        |
| 8. The total (or estimated) cost of providing the goods or performing services was:                                                                                                                                                          |  | \$ 175,000                           |  |                          |        |
| 9. List the names the contractors/suppliers receiving 25% or more of the contracts awarded under the emergency:                                                                                                                              |  |                                      |  |                          |        |
| SUBURBAN DISPOSAL                                                                                                                                                                                                                            |  |                                      |  |                          |        |
| 10. When was the notification reduced to writing and filed with the purchasing agent? 1/9/20 1/13/2020                                                                                                                                       |  |                                      |  |                          |        |
| 11. Has the public agency adopted a "chain of command" procedure pursuant to N.J.A.C. 5:34-6.1? Yes                                                                                                                                          |  |                                      |  |                          |        |
| This report was completed by (name and title):                                                                                                                                                                                               |  | Asmita Mitchell                      |  |                          |        |
| Name and Address of agency contact person:                                                                                                                                                                                                   |  | Secretary to Dept. Head              |  |                          |        |
| Signature:                                                                                                                                                                                                                                   |  | Date: 1/9/2020                       |  |                          |        |

Submit by mail or fax to:  
 Director, Division of Local Government Services  
 P.O. Box 803  
 Trenton, New Jersey 08625-0803  
 Fax: 609-633-6243

Documents received on 1/13/2020 @ 12:00 noon