

RESOLUTION: 137-15

**RESOLUTION AUTHORIZING AGREEMENT FOR CERTAIN
PROFESSIONAL SERVICES ADOPTED BY THE BOROUGH OF
CLAYTON**

WHEREAS, there exists a need for specialized services on behalf of the Borough of Clayton; and

WHEREAS, funds are or will be available for this purpose; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 requires that notice with respect to contracts for Professional Services awarded without competitive bids must be publicly advertised.


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 T & M Associates, of Moorestown, New Jersey is hereby hired to provide Environmental services for continued remedial investigation of Water Treatment Plant at 39 East Chestnut Street, for the Borough of Clayton, in an amount not to exceed \$3,000.00.
2. The term of this contract shall be from July 9, 2015 to July 8, 2016.
3. The Contract is awarded without competitive bidding as a "Professional Service" in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-11-5(1)(a), and the Fair and Open Process because it is for services performed by persons authorized by law to practice a recognized profession.
4. A copy of this resolution as well as the Contract shall be placed on file with the Clerk of the Borough of Clayton.
5. A notice in accordance with the Local Public Contracts Law of New Jersey shall be published in The Sentinel or South Jersey Times.
6. The Mayor and Clerk of the Borough of Clayton are hereby authorized to execute a Contract outlining the above on behalf of the Borough of Clayton.

ADOPTED at a meeting of the Mayor and Council of the Borough of

Clayton, County of Gloucester, and State of New Jersey on July 9, 2015.

BOROUGH OF CLAYTON

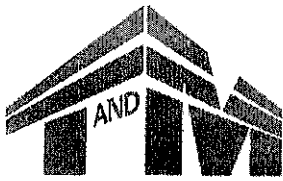


THOMAS BIANCO, Mayor

Attest:



CHRISTINE NEWCOMB, Borough Clerk



YOUR GOALS. OUR MISSION.

VIA EMAIL

CLAY 00012

June 29, 2015

Borough of Clayton
125 North Delsea Drive
Clayton, New Jersey 08312
Ms. Sue Miller, Borough Administrator

Re: Professional Services Proposal/Assist Environmental Attorney
Clayton Water Treatment Plant
39 East Chestnut Street
Clayton, Gloucester County, New Jersey

Dear Ms. Miller:

T&M Associates (T&M) has prepared this proposal for Professional Services with regard to the Clayton Water Treatment Plant located at 39 East Chestnut Street, Clayton, New Jersey. The Borough of Clayton had authorized a proposal dated March 19, 2014 by T&M to delineate ground water offsite. The scope of work associated with that proposal included the installation of two (2) ground water monitoring wells in Chestnut Street, sampling of these ground water monitoring wells, disposal of drill cuttings and surveying. The total fee for the proposal was \$24,000. The Borough also authorized, on June 11, 2015 an additional \$3000 for additional ground water monitoring well installation and surveying. This brought the total project budget to \$27,000.00

Based on the results of the ground water sampling, there may be concern that ground water contamination may require access to offsite properties. The Borough has requested T&M work with Archer and Greiner to develop a plan to access these properties in accordance with New Jersey Department of Environmental Protection (NJDEP) requirements.

As such, the project requires additional fees of **\$3,000.00**.

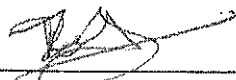
T&M requests the Borough of Clayton authorize an additional fee of **\$3,000.00** for the additional work to assist Archer and Greiner and complete to meet the NJDEP regulatory requirements.



We thank you for the opportunity to provide these services to the Borough of Clayton. Should you have any questions, please feel free to contact us at your convenience.

Very truly yours,

T & M ASSOCIATES



ROHAN TADAS, CHMM, LSRP
SUPERVISING ENVIRONMENTAL SCIENTIST



EDWIN STECK, PE, CME
SENIOR VICE PRESIDENT

LIMITING CONDITIONS/ASSUMPTIONS

- This proposal does not include costs for further environmental investigation.
- T&M bases our proposal on our review of available information. Should site conditions differ, T&M reserves the right to modify our proposal.
- In the event that any condition is observed by T&M that warrants a notification to the NJDEP in accordance with 7:1E-5.3 and/or NJAC 7:26E-1.4, T&M will notify the Borough of Clayton prior to notification to the NJDEP.
- T&M assumes the Borough of Clayton will provide legal access to all areas of the site where field activities to be completed.
- The Borough of Clayton agrees that the Licensed Site Remediation Professional (LSRP) will have final decision on all remedial activities including but not limited to, revisions to previously identified remedial approaches, updating previously conducted activities to meet current regulatory standards, and report language.
- In the event that the Borough of Clayton chooses not to implement remedial actions, and/or comply with timeframes or other requirements established by regulation, statute, or law, the Borough of Clayton agrees that the LSRP may choose to remove him/herself from the project. In the event that the LSRP chooses to remove him/herself, the Borough of Clayton will be provided one (1) week advance notice.



- The Borough of Clayton agrees that this project will not be conducted under Attorney-Client privilege, except as stated in the Site Remediation Reform Act.
- The Borough of Clayton agrees to provide signatory for all documents and forms that are required to be submitted to the NJDEP as part of the remedial activities. The Borough of Clayton agrees that this individual will be the person with the highest level of authority within the Borough of Clayton with the authority to sign these documents.

RT:rt

C: Tim Kinsella, CPG, T&M Associates

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