

POMPTON LAKES BOROUGH MUNICIPAL UTILITIES AUTHORITY
RESOLUTION

WHEREAS, the Authority was notified on April 13, 2026 by the superintendent of an emergency situation, to wit: a water main break in Ringwood Avenue, a public street at its intersection with Broad Street; and

WHEREAS, due to the depth of the water main the Authority lacked the ability or equipment required to excavate the roadway and make immediate repairs to the affected portion of the roadway; and

WHEREAS, a break in a water main in a major public roadway resulted in a major impact on traffic flow as well as the temporary discontinuance of water service in the area, and as such was deemed by the superintendent to constitute an emergency condition, not allowing for sufficient time to prepare specifications and to advertise the project for public bidding or even to solicit quotations from multiple contractors; and

WHEREAS, given the emergency situation, the superintendent engaged Montana Construction of Lodi, New Jersey, a reputable contractor, to do the excavation and make the repair to the water main; and

WHEREAS, two subsequent water main breaks occurred in Ringwood Avenue, in close proximity to the initial break, resulting in additional emergency conditions, and requiring the Authority to engage Montana Construction to make the necessary repairs; and

WHEREAS, upon learning of the third break, the superintendent determined that 8-inch insertion valves should be installed so that water service could be restored to customers in the affected area; and

WHEREAS, the superintendent determined to engage Carner Brothers of Roseland, New Jersey, a reputable contractor specializing in the installation of insertion valves; and

WHEREAS, the totality of the work involved costs in addition to the work performed by Montana Construction and Carner Brothers, namely Passaic County and Pompton Lakes traffic control and Passaic County road opening permits, which costs were unavoidable

WHEREAS, the cost of the emergency repair work far exceeded the bid threshold as defined in N.J.S.A. 40A:11-3, which is fixed at \$17,500.00; and also far exceeded the threshold allowed for work procured by the Authority's Qualified Purchasing Agent, which is currently fixed at \$53,000.00; and

WHEREAS, the final total cost to the Authority was \$199,497.08, itemized as follows:

Passaic County (traffic control and road opening)	\$ 9,358.26
Pompton Lakes Police Dept. (traffic control)	7,956.26
Montana Construction (water main repairs and valve installations)	167,330.56
Carner Brothers (insertion valve installation)	<u>14,850.00</u>
Total	\$199,497.08;

and

WHEREAS, under N.J.S.A. 40A:11-6, if an emergency exists which affects the public health, safety or welfare, a contract may be awarded without public advertising for bids; and

WHEREAS, in the opinion of the superintendent the condition, if not addressed immediately, affected the public, health safety or welfare;

NOW, THEREFORE, BE IT RESOLVED BY THE POMPTON LAKES BOROUGH MUNICIPAL UTILITIES AUTHORITY:

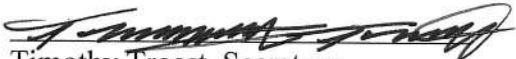
1. The Authority declares that an emergency existed on and after April 13, 2026, to wit:
water main breaks in a public roadway far beneath the road surface, requiring immediate action.

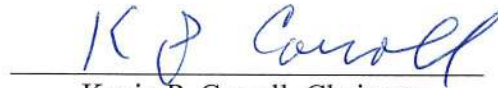
2. The decision of the superintendent to engage Montana Construction and Carner Brothers to complete the necessary repair work and to arrange for road opening permits and traffic control by the County of Passaic and the Borough of Pompton Lakes, at a total cost of \$199,497.06, is hereby ratified and confirmed.

3. This Resolution shall be effective as of August 17, 2026, but shall be deemed retroactive to April 13, 2026.

ATTEST:

POMPTON LAKES BOROUGH
MUNICIPAL UTILITIES AUTHORITY


Timothy Troast, Secretary


Kevin P. Carroll, Chairman

CERTIFICATION

The undersigned, Secretary of the Pompton Lakes Borough Municipal Utilities Authority, hereby certifies that the foregoing Resolution reflects action taken by Motion made and seconded and unanimously approved at a duly constituted regular meeting held on August 17, 2026

Dated: August 17, 2026


Timothy Troast