

**TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY**

RESOLUTION No. 2023-038

A motion was made by Councilman Tamburro; seconded by Mayor Roman that the following resolution be adopted:

**AUTHORIZING A CONTRACT WITH
LYONS ENVIRONMENTAL SERVICES, LLC**

WHEREAS, the Township of Verona does not employ Licensed Sewage Collection, Licensed Water Treatment and Licensed Water Distribution System Operators at the required level and has a need to contract with an outside firm to provide Licensed Sewage Collection, Licensed Water Treatment and Licensed Water Distribution System Operators to meet the requirements of the system permits from the New Jersey Department of Environmental Protection; and

WHEREAS, the Township desires to acquire Licensed Sewage Collection, Licensed Water Treatment and Licensed Water Distribution System Operators as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.5*; and

WHEREAS, the Administration has determined and certified in writing that the value of the acquisition will exceed \$17,500; and,

WHEREAS, the Township has solicited the services of Lyons Environmental Services, LLC, 1105 Green Grove Road, Building #2, Neptune, New Jersey 07753 to provide these services for the Township; and

WHEREAS, Lyons Environmental Services, LLC has submitted a proposal indicating they will provide the services for the Township; and

WHEREAS, the Township Manager recommends that the Council authorize an agreement with Lyons Environmental Services, LLC to provide said services; and

WHEREAS, Lyons Environmental Services, LLC, has completed and submitted a Business Entity Disclosure Certification which certifies that Lyons Environmental Services, LLC has not made any reportable contributions to a political or candidate committee in the in the previous one year, and that the contract will prohibit Lyons Environmental Services, LLC from making any reportable contributions through the term of the contract, and

WHEREAS, this expenditure shall be charged to an account that may be deemed appropriate by the Interim Chief Financial Officer or her designee, and the availability of funds have been contingently certified by the Chief Financial Officer of the Township pending approval of the 2023 Budget.

WHEREAS, the Local Public Contracts Law (*N.J.S.A. 40A:11-5(a)(1)(i)*) permits contracts for professional services to be negotiated and awarded by the governing body without public advertising for bids and requires that the resolution authorizing the award of a contract for professional services without competitive bids and the contract itself be available for public inspection; and

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Verona, in the County of Essex, New Jersey hereby authorizes contracts with Lyons Environmental Services, LLC, 1105 Green Grove Road, Building #2, Neptune, New Jersey 07753 to provide to provide Licensed Sewage Collection, Licensed Water Treatment and Licensed Water Distribution System Operators not to exceed \$24,000 in the calendar year without further authorization of the Township Council.

BE IT FURTHER RESOLVED, that the Township reserves the right to cancel this contract upon thirty (30) days' notice and Lyons Environmental Services, LLC shall only be paid for the work completed; furthermore, no minimum amount of work or payment is implied or guaranteed.

BE IT FURTHER RESOLVED that this contract is being awarded pursuant to *N.J.S.A. 19:44A-20.5*.

BE IT FURTHER RESOLVED that the Township Manager and the Municipal Clerk are hereby authorized to enter into any agreement necessary for the aforementioned services a copy of which shall be available for public inspection in the Office of the Municipal Clerk.

ROLL CALL:

AYES: Holland, Tamburro, McEvoy, McGrath, Roman

NAYS:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON FEBRUARY 6, 2023.


JENNIFER KIERNAN, RMC
MUNICIPAL CLERK



EXHIBIT A

DETERMINATION OF VALUE

TO: Township Council of the Township of Verona

FROM:

RE: Professional Services – Licensed Operator Services

DATE: January

This memorandum is being written to request your approval of a resolution authorizing the award of a contract pursuant to *N.J.S.A. 19:44A-20.5*, for professional services.

Contractor: Lyons Environmental Services, LLC
1105 Green Grove Road, Building #2
Neptune, New Jersey 07753

Cost: Not to exceed \$30,000 in the calendar year without further authorization of the Township Council.

Purpose: Licensed Sewage Collection, Licensed Water Treatment and Licensed Water Distribution System Operators to meet the requirements of the system permits from the New Jersey Department of Environmental Protection

I certify that the value of the contract exceeds \$17,500.00 and is to be awarded as a Non-Fair and Open Contract, pursuant to *N.J.S.A. 19:44A-20.5*.

EXHIBIT B

TO: Township Council of the Township of Verona
FROM: Jennifer Muscara, CTC, Temporary Chief Financial Officer
RE: Certification of Availability of Funds
DATE: January

This is to certify to the Township Council that funds for the above referenced contract are available.

Contractor: Lyons Environmental Services, LLC
1105 Green Grove Road, Building #2
Neptune, New Jersey 07753

Contract: Licensed Sewage Collection, Licensed Water Treatment and Licensed Water Distribution System Operators to meet the requirements of the system permits from the New Jersey Department of Environmental Protection.

Budget Account No.	Amount	Account Description
3-05-55-502-028	NTE \$24,000	Sewer-Other Prof, Consult.

/S/ Jennifer Muscara _____
JENNIFER MUSCARA, CTC
TEMPORARY CHIEF FINANCIAL OFFICER