**RESOLUTION NO. 2024-7.5  
OF THE GOVERNING BODY OF  
THE BOROUGH OF BLOOMINGDALE**

**DECLARING AN EMERGENCY – FOR PURPOSES OF AWARDING A CONTRACT(S) FOR IMMEDIATE REPAIRS REGARDING A SEWER BACK UP (2 ORCHARD STREET)**

**WHEREAS,** the Governing Body (“Governing Body”) of the Borough of Bloomingdale (“Borough”) finds and declares an emergency situation has developed with regard to a sewer back up at 2 Orchard Street; and

**WHEREAS**, the Governing Body further finds and declares that this poses an imminent threat to the public health, safety and welfare of an emergent nature that warrants immediate remedial action; and

**WHEREAS**, the Governing Body further finds and declares that **N.J.S.A. 40A:11-6** authorizes a municipality to negotiate and/or award a contract without public advertisement when an emergency affecting the public health, safety or welfare requires the immediate performance of services; and

**WHEREAS**, the Governing Body further finds and declares that the Department of Public Works, acting in the reasonable belief that an emergency affecting the public health, safety and welfare requires immediate remedial action without public advertisement for services;

**WHEREAS**, the Governing Body further finds and declares that the Department of Public Works, has appropriately recommended that the immediate repair of the sewer back up at 2 Orchard Street be remedied through the emergency award of contract to the following vendors:

**Mike Fitzpatrick Contractors Inc**

**WHEREAS**, the emergency costs are not exceed $11,000.00 and the CFO or their designee has certified the availability of funds;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Bloomingdale does hereby declare the existence of a public emergency warranting remediation through emergency contract awards to the above mentioned vendors.