



Resolution No. 2019 – 410

Approved as to Form and Legality

Date Adopted

Committee

Salem County Counsel

November 6, 2019

Administrative

RESOLUTION DECLARING AN EMERGENCY TO PERMIT IMMINENT ACQUISITION OF GOODS AND/OR SERVICES TO MAKE REPAIRS TO TIDE GATES AT FENWICK CREEK

WHEREAS, the Local Public Contracts Law 40A:11-6 permits a contracting unit to declare an emergency to permit imminent acquisition of goods or performance of services; and

WHEREAS, on October 12, 2019 the Salem County Administrator was notified by the Road Superintendent that an emergency existed when a tide gate failed on Fenwick Creek in Salem, NJ; and

WHEREAS, it was necessary to the secure services of a licensed contractor to conduct an exploratory underwater evaluation of all seven (7) tide gates located at Fenwick Creek and locate the tide gate(s) which had become un-mounted in order to safeguard public safety and health without substantial delays; and

WHEREAS, on October 23, 2019 W. J. Castle Associates performed an exploratory underwater evaluation of all seven (7) tide gates at Fenwick Creek and determined that tide gate #7 had become un-mounted due to a deteriorating mounting bracket and subsequently retrieved and inspected tide gate #7 and determined it was in need of refurbishment; and

WHEREAS, during said inspection the mounting bracket for tide gate #6 was also found to be severely deteriorated and in need of replacement while the other 5 tide gates (#1-#4) were found to be in satisfactory condition not requiring any further repairs; and

WHEREAS, W. J. Castle Associates d/b/a Hydro-Marine Construction is qualified and licensed to perform the tasks outlined on their proposal dated October 25, 2019 and supplemented in their e-mail of October 20, 2019 to Raymond Owens in conjunction with the Salem County Road Department's assistance; and

WHEREAS, the Salem County Treasurer has certified funding for this contract in the amount not to exceed One Hundred and One Thousand Dollars and Zero Cents (\$101,000.00) shall be encumbered in accordance with N. J. A. C. 50:30-5.4 in account C-04-55-885-019-904 General Capital Improvements to County Buildings and Facilities and this agreement shall be further contingent upon availability and appropriations for sufficient

funds for this purpose and the associated cost to fabricate new mounting brackets and repair existing gates which are not part of the contractor's proposal.

NOW THEREFORE, BE IT RESOLVED by the Board of Chosen Freeholders of the County of Salem that W. J. Castle Associates d/b/a Hydo-Marine Construction is herein contracted in an amount not to exceed One Hundred and One Thousand Dollars and Zero Cents (\$101,000.00) to provide immediate site evaluation and other associated services with respect to immediate emergency repairs on tide gates #6 and #7 at Fenwick Creek, Salem, NJ.

R. Scott Griscom

R. Scott Griscom, Deputy Director
Board of Chosen Freeholders

I hereby certify the foregoing to be a true resolution adopted by the Board of Chosen Freeholders of the County of Salem on November 6, 2019.

Stacy L. Pennington

STACY L. PENNINGTON
Clerk of the Board

RECORD OF VOTE

FREEHOLDER	AYE	NAY	ABSTAIN	ABSENT	RESOLUTION MOVED	RESOLUTION SECONDED
G. Ostrum, Jr.	✓				✓	
C. Hassler	✓					
L. Ware	✓					✓
R.S. Griscom	✓					
B. Laury				✓		

✓ Indicates Vote

Department Initials



CERTIFICATION OF AVAILABILITY OF FUNDS

NOTE TO COUNTY DEPARTMENTS: This form is to be prepared by each department entering into a contract with a vendor when a resolution is required to be adopted by the Board of Chosen Freeholders of the County of Salem.

This form must accompany the resolution, and must be submitted with the resolution to the Finance Officer for approval by the Finance Officer at least one week prior to the Freeholder meeting at which it will be presented for adoption.

The contract/agreement between the County and the vendor shall be further contingent upon availability and appropriation of sufficient funds for this purpose in the County's Temporary and Permanent Budget. *If grant funds are utilized, this contract/agreement is further contingent upon the grants funds availability during the appropriate grant period.*

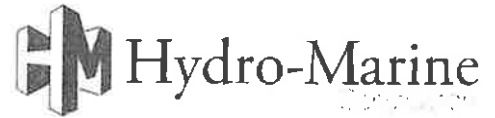
I, **Kelly A. Hannigan, Treasurer** of the County of Salem, hereby certify in accordance with **Section 5:34-5 of the Local Public Contracts Guidelines and Local Public Contracts Regulations** that adequate funds for the contract listed below are available.

I further certify that the funds are contained in the **OFFICIAL BUDGET** of the County of Salem under the item listed below.

AMOUNT:	\$101,000.00
ACCOUNT NAME:	General Capital Improvements to County Buildings and Facilities
ACCOUNT #:	C-04-55-885-019-904
FOR:	Fenwick Creek Tide Gates #6 & #7 Repairs
DATE:	October 30, 2019
VENDOR:	W. J. Castle



Kelly A. Hannigan, Treasurer



November 1, 2019

Salem County Public Works
Road & Bridge Department
153 Cemetery Road
Pilesgrove, NJ 08098
Via Email: Ray.Owens@salemcountynj.gov

ATTN: Raymond Owens, Supervisor

RE: Tide Gates at Fenwick Creek, Salem
Inspection and Construction
HMC Proposal No. 638.19

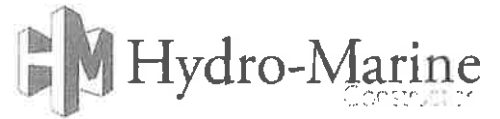
Dear Ray:

As per our discussion, the mounting bracket for the gate @ #7 that was off, and retrieved by HYDRO, was found to be damaged and will need to be replaced. The gate at #7 was taken by Salem County and will need to be re-furbished as required by Salem County forces. Also during our inspection the mounting bracket for gate #6 was also found to be severely deteriorated and should be replaced. All the other gates inspected (5) were found to be in satisfactory condition and no repairs are required at this time. The water will have to be stopped on the upstream side to do the work on gates # 6 & #7, and since Salem County found the metal slide gates that were previously designed by HYDRO, these can be used. Since the tide structure is rectangular and not circular, pipe plugs cannot be used. The metal mounting brackets will have to be taken off at gates #6 & #7, and sent to a fabricator to get new gates made. Also, the gate at #6 will need to be removed. After fabrication has been completed, HYDRO will then go back and re-install the brackets and gates at #6 & #7. HYDRO will have to do two site visits to complete the above referenced work, and we estimate 10 days, NOT TO EXCEED, to perform all the work. Since the brackets are attached to the concrete headwalls, we are not sure of the time required to remove the gates and there is also the possibility that new anchor bolts may have to be installed. Our day rate includes equipment that we estimate required to perform the work. We have not included the cost of a crane or excavator and assume that Salem County will assist us as required to perform the work as outlined. Also the cost of fabrication of the new brackets and any repairs to the exiting gates is not included in our Proposal.

Our Proposal is as follows:

Table with 2 columns: Item description and Price. Items include mobilization, gate work, materials, crane, and total cost of \$97,000.00.

Salem County
Tide Gates at Fenwick Creek, Salem
November 1, 2019
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I am assuming that Salem County will repair the two gates we remove. If not, please let me know.

Thanks again and if there are any questions, please contact this office.

Sincerely,

Hydro-Marine Construction Company, Inc.

A handwritten signature in black ink, appearing to read 'WJ Castle', is written over the typed name and title of the sender.

William J. Castle, P.E., S.E.
Vice President-Operations

WJC/jm



REQUEST FOR PAYMENT

From: W. J. Castie, P.E.
1345 Route 38
Hainesport, NJ 08036

To: Salem County
110 Fifth Street
Suite 400
Salem, NJ 08079

Invoice: 9043
Draw: 01

Invoice date: 10/23/2019
Period ending date: 10/23/2019

Contract For: Salem-Fenwick Creek Tide Gate

Project: 10.2474.19

Request for payment:

Original contract amount	\$4,000.00	
Approved changes	\$0.00	
Revised contract amount		\$4,000.00
Contract completed to date		\$4,000.00
Less retainage	\$0.00	
Total completed less retainage		\$4,000.00
Less previous requests	\$0.00	
Current request for payment		\$4,000.00
Current billing	\$0.00	
Current additional charges		\$4,000.00

Less current retainage

CURRENT AMOUNT DUE

Remaining contract to bill

Payments Received To Date

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Changes approved in previous months by Owner		
Total approved this Month		
NET CHANGES by Change Order		

I hereby certify that the work performed and the materials supplied to date, as shown on the above represent the actual value of the accomplishment under the terms of the Contract (and all authorized changes thereof) between the undersigned and the Salem County relating to the above referenced project.

CONTRACTOR:
By:
Date: 10/23/19

State Of New Jersey

County Of Burlington

Subscribed and sworn to before me this 23 day of October, 2019

Notary Public
My commission expires:

Deborah A. Zellers

Notary Public of New Jersey
My Commission Expires
Jan. 10, 2020

REQUEST FOR F .MENT DETAIL

Project: 10.2474.19 / Salem-Fenwick Creek Tide Invoice: 9043 Draw: 01 Period Ending Date: 10/23/2019 Detail Page 2 of 2 Pages

Item ID	Description	Total Contract Amount	Previously Completed Work	Work Completed This Period	Presently Stored Materials	Completed And Stored To Date	% Comp	Balance To Finish	Retainage Balance
01	Gate Inspection & Repair	4,000.00		4,000.00		4,000.00	100.00		

Totals	4,000.00		4,000.00			4,000.00			
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