

Ord. #17-2011

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MOUNT OLIVE AUTHORIZING A CONTRACT BETWEEN THE TOWNSHIP AND UNITED WATER ENVIRONMENTAL SERVICE, INC. PURSUANT TO N.J.S.A. 58:26-19, ET SEQ.

WHEREAS, the Administration in late 2010 began to explore the possibility of entering into a contract pursuant to the Private-Public Partnership Act with a private water purveyor in order to avail the Township of cost savings and the utilization of modern technology in connection with the operation of the Township water system; and

WHEREAS, the Township took formal bids as to the cost of operating the system on a yearly basis with United Water Environmental Services, Inc. (United) submitting the least expensive bid of the two firms that submitted bids; and

WHEREAS, pursuant to N.J.S.A. 58:26-19 et seq., the Township and United Water entered into negotiations with the Township Auditor advising that the negotiated contract would save the Township approximately \$80,000 per year and that the implementation of the contract negotiated with United would make it possible to delay a rate increase for approximately one year; and

WHEREAS, the Township Council held a public hearing on the contract on January 4, 2011 and the Township has received approval to enter into the contract from the New Jersey Board of Public Utilities by way of an Order issued on April 27, 2011 as well as approval of the Contract by the Division of Local Government services of DCA on May 11, 2011; and

WHEREAS, the Township wishes to implement the contract.

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Mount Olive, County of Morris, and State of New Jersey, as follows:

Section 1. The agreement by and between the Township of Mount Olive and United Water Environmental Services, Inc., entitled "Operation, Maintenance and Management Services Agreement", a copy of which is on file with the Township Clerk, is hereby approved and authorized for a period of five (5) years, together with renewals if authorized in the future pursuant to the provision of N.J.S.A. 58:26-19 et seq., known as the Public-Private Partnership Act.

Section 2. The Mayor and Township Clerk are authorized to execute the aforesaid Contract and to take all appropriate steps to implement the Contract on or about October 15, 2011, or as soon thereafter as implementation may occur.

Section 3. This Ordinance shall take effect in accordance with law.

TOWNSHIP OF MOUNT OLIVE

Phil Tobey, Council President

ATTEST:

Lisa Lashway, Township Clerk