

**A RESOLUTION OF THE TOWNSHIP OF NORTH BRUNSWICK
AUTHORIZING AN EMERGENCY CONTRACT WITH
SERVPRO DISASTER RECOVERY SERVICES
FOR REMEDIATION AND RESTORATION WORK OF THE MUNICIPAL COMPLEX**

WHEREAS, Hurricane Ida impacted New Jersey on Wednesday, September 1, 2021, bringing severe weather conditions including strong winds, and heavy and sustained rainfall in some areas; and

WHEREAS, the storm caused severe damage to municipal facilities, infrastructure, vehicles and equipment, including the Municipal Complex which could have endangered the community's health, safety, and welfare if not responded to in an immediate manner; and

WHEREAS, on Thursday, September 2, 2021, the Mayor for the Township declared a State of Emergency for the Township; and

WHEREAS, in September of 2021, the company Rapid Recovery was engaged under the Garden State Joint Insurance Fund as a qualified contractor to begin remediation efforts; and

WHEREAS, Rapid Recovery as the primary contractor engaged subcontractors to work on various restoration efforts, including Air Exchange and Slade Elevator; and

WHEREAS, in December of 2021, subcontractor Air Exchange began to work on the replacement of the three boilers units that heat the building, which to date are not operational given concerns with the method of installation; and

WHEREAS, beginning in May of 2022, the Township's Risk Manager established weekly progress meetings with the contractor and sub-contractors, associated members insurance carrier, members of the Garden State Joint Insurance Fund and municipal officials in an attempt to coordinate remediation and restoration efforts as approved by the insurance adjuster and to be completed by the contractor; and

WHEREAS, in the summer of 2022, based on the progress and timeline for work to be completed, it was determined necessary to remove paper records from the building to prevent damage to the documents; and

WHEREAS, the infrastructure network for the municipality is located within the Municipal Complex had been affected by the physical impacts of the climate variability, leaving the system vulnerable to failure points for over a year and was hitting a critical level going into a second winter season; and

WHEREAS, in the fall of 2022, municipal officials and professionals met with members of the Garden State Joint Insurance Fund to again raise concern with regards to the remediation and restoration status of the claim; and

WHEREAS, in the fall of 2022, the Township adopted Ordinance 22-23 which authorized \$10Million in funding to enable the Township to proceed with remediation and restoration efforts if determined necessary given the unknown timeline of contractor and insurance carrier; and

WHEREAS, in December of 2022, Rapid Recovery attempted to bring in a temporary heating solution that is believed to be the source of continued deterioration of the building, including failed police network equipment in January of 2023; and

WHEREAS, in December of 2022, professionals were engaged by the Township to assist with review of the work performed by Rapid Recovery and any subcontractor, and after review, raised concern at meetings held between January 23rd and March 1st with regards to what has been remediated as well as areas that have not been remediated that are now a cause for serious environmental concern; and

WHEREAS, in December of 2022, pursuant to Resolution 340-12.22, the Township declared an emergency and authorized a public works contract be awarded as deemed necessary to bring climate control to the Municipal Complex; and

WHEREAS, in of February of 2023, municipal staff reported to the Department Human Resource rising health concerns, requiring immediate action by the Township to mitigate; and

WHEREAS, in of February of 2023, pursuant to Resolution 70-2.23, the Township engaged Hillmann Consulting to provide an updated report on the environmental conditions of the building; and

WHEREAS, the end of February of 2023, the Township solicited proposals from two remediation companies that had a proven reputation and experience for the required scope of work that would be responsive to the insurance claim and FEMA application (Servpro and Blue Team); and

WHEREAS, Servpro Disaster Recovery Services provided a scope of work and action plan to remediate the facility based on an approved Time and Material Rate Schedule, anticipating to have most of the work done by September of 2023; and

WHEREAS, based on prior insurance estimates, the interior work to be completed by Servpro Disaster Recovery Services shall not exceed \$2,500,000.00; and

WHEREAS, on March 3, 2023 the Acting Director for the Department of Public Works – Division of Buildings and Grounds filed a written certification with the Business Administrator in accordance with N.J.S.A. 40A:11-6(a), explaining the nature of the emergency, the time of its occurrence, the work needed and the basis for proceeding on an emergency basis, and recommending that Servpro be retained for the work; and

WHEREAS, the Business Administrator has reviewed the submission by Servpro with the Municipal Attorney and hereby recommends entering into a contract with Servpro Disaster Recovery Services to perform necessary remediation and restoration work; and

WHEREAS, Servpro Disaster Recovery Services completed and submitted a C.271 Political Contribution Disclosure Form pursuant to N.J.S.A. 19:44A-20.26 et seq.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of North Brunswick, County of Middlesex, and State of New Jersey, does hereby authorize the emergency contract with Servpro Disaster Recovery Services for remediation and restoration of the Municipal Complex based on a Time and Material Contract with a not-to-exceed amount of \$2,500,000.00.

CERTIFICATION

I, Cavel Gallimore, Chief Financial Officer, hereby certify that \$2,500,000.00 is available for this purpose in FY2023 Capital Ordinance 23-22 Account C-04-55-C22-230-101. Contract PRO23045

Cavel Gallimore
Chief Financial Officer

Justine Progebin
Business Administrator

Ronald Gordon, Esq.
Township Attorney
Approved as to legal form

RECORDED VOTE:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
HUTCHINSON				
GUADAGNINO				
ANDREWS				
DAVIS				
SOCIO				
MEHTA				
MAYOR WOMACK				

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on March 6, 2023.

Lisa Russo
Township Clerk