

**RESOLUTION**  
of the  
**BOROUGH OF NEW PROVIDENCE**  
Resolution No. 2013-087

Council Meeting Date: 02-25-2013

Date Adopted: 02-25-2013

TITLE           RESOLUTION ACCEPTING THE PROPOSAL OF MASER  
CONSULTING P.A. FOR PROFESSIONAL ENVIRONMENTAL  
ENGINEERING SERVICES FOR THE SENIOR CENTER TANK  
REMOVAL PROJECT

Councilperson Galluccio submitted the following resolution, which was duly seconded by Councilperson Lesnewich.

WHEREAS, the Borough of New Providence has a need to acquire Professional Environmental Engineering Services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19-44A-20.5; and

WHEREAS, Maser Consulting P.A. has submitted a proposal dated February 12, 2013 indicating they will provide professional environmental engineering services to close the Senior Center underground storage Tank case with NJDEP, for an amount not to exceed \$5,000.00; and

WHEREAS, Maser Consulting was awarded a contract with the Borough of New Providence via Resolution 2011-23, and fees assessed with this project are contained in said contract; and

WHEREAS Maser Consulting has completed and submitted a Business Entity Disclosure Certificate which certifies that Maser Consulting has not made any reportable contributions to a political or candidate committee in the Borough of New Providence in the previous one year, and that the contract will prohibit Maser Consulting from making any reportable contributions through the term of the contract, and

WHEREAS, the maximum amount of the contract is not to exceed \$5,000.00, and said funds are available and have been certified by the Chief Financial Officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-5) requires that the resolution authorizing and awarding of contracts for "professional services" without competitive bids and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of New Providence that they hereby agree as follows:

1. The Mayor and Borough Clerk are hereby authorized and directed to execute the attached agreement with Maser Consulting for Professional Environmental Engineering and Inspection Services.
2. Such contract is awarded without competitive bids as a "professional service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law, because the services to be rendered are professional in nature and are unspecifiable as to requirements for performance. Such services must be rendered by a person particularly trained and licensed in this area, which requires extensive specific education and long experience in both the Federal and State procedural requirements.
3. A notice of this action shall be published once in the Courier News.

APPROVED, this 25<sup>th</sup> day of February, 2013.

RECORD OF VOTE

	AYE	NAY	ABSENT	NOT VOTING
GALLUCCIO	X			
GENNARO	X			
KAPNER	X			
LESNEWICH	X			
MUÑOZ	X			
ROBINSON	X			
HERN			TO BREAK COUNCIL TIE VOTE	

I hereby certify that the above resolution was adopted at a meeting of the Borough Council held on the 25<sup>th</sup> day of February, 2013.

Wendi B. Barry, Borough Clerk



Engineers  
Planners  
Surveyors  
Landscape Architects  
Environmental Scientists

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February 12, 2013

**VIA E-MAIL & U.S. MAIL**

Douglas R. Marvin, Borough Administrator  
Borough of New Providence  
360 Elkwood Ave.  
New Providence, NJ 07974

Re: New Providence Senior Center  
NJDEP PI# 033480  
New Providence, New Jersey  
MC Project No. NPT-391

Dear Mr. Marvin:

Maser Consulting P.A. (Maser Consulting) is pleased to submit this proposal to provide professional environmental engineering services to close this Underground Storage Tank (UST) case with NJDEP.

A review of the NJDEP online files indicates that two 1000-gallon heating oil tanks, one 2000-gallon diesel tank, and one 4000-gallon gasoline tank were removed in 2001 and a Remedial Investigation (RI) Report was filed with NJDEP. A February 27, 2002 deficiency letter was issued by NJDEP in response to the RI Report.

**Firm Experience and Qualifications**

The team has broad and extensive experience in various aspects of soil and groundwater contamination investigations and remediation in varied hydrogeologic settings dealing with a wide array of environmental issues. Staff members have been involved in many aspects of these projects from initial discovery through investigation and remediation, to authorization of "No Further Action" from the NJDEP. Chris Korshalla, PE, will be the project manager for this project and Robert L. Zelle, PG, the Principal-in-Charge. Mr. Korshalla has completed over 100 investigations and remediations in his 20+ years of experience. Both are certified per N.J.S.A. 58:10A-24.1-8 to conduct investigations pertaining to underground storage tanks and are NJDEP Licensed Site Remediation Professionals (LSRPs).

**SCOPE OF SERVICES**

Based on our conversation and information noted above, we propose to complete the following:

**Task 1.0 LSRP Retention and Related Service**

The first step will be to file the "LSRP Notification of Retention or Dismissal with NJDEP". We will prepare the required paperwork and submit to the NJDEP. The form will need to be signed by both the LSRP and a responsible party representative. Maser Consulting will perform an OPRA File Review, contact the NJDEP Case Manager, and review available investigation documents prepared for the site. Maser Consulting will obtain a copy of the NJDEP file for the case and determine the required scope of work to meet NJDEP's requirements. A site inspection will also be conducted. Revisions to the costs and scope of work will be made based a review of the NJDEP file.



Maser Consulting will perform an OPRA File Review, contact the NJDEP Case Manager, and review available investigation documents prepared for the site. Copies of pertinent documents will be flagged during the review for copying by the NJDEP. The NJDEP copying costs are not included in this proposal and will be billed as a reimbursable expense. Once the file review has been completed and pertinent documents have been reviewed, Maser Consulting will be in a position to prepare a proposal to implement the required investigations. We anticipate that the file review can be setup within the 2 weeks of authorization to proceed.

**Task 1.0 – Cost Not to Exceed \$5,000.00**

The above services will be provided at a cost not to exceed the listed amount and shall be billed in accordance with our hourly rates approved by the Mayor and Council as part of our Borough engineering contract.

**CLIENT CONTRACT AUTHORIZATION**

I hereby declare that I am duly authorized to sign binding contractual documents. I also declare that I have read, understand, and accept this contract.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Title

If you find this proposal acceptable, please initial each sheet, sign where indicated above, and return one signed copy to this office. Invoices are due within thirty (30) days.

We very much appreciate the opportunity of submitting this proposal and look forward to performing these services for you.

Very truly yours,  
MASER CONSULTING P.A.

Robert L. Zelle, P.G., LSRP  
Senior Principal  
Director of Environmental Services

RLZ/CK

Client's Initials \_\_\_\_\_