



TOWN OF AMENIA
TOWN BOARD

4988 Route 22 AMENIA, NY 12501
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RESOLUTION NO. 35 OF 2016

**RESOLUTION AUTHORIZING ISSUANCE OF
RFP FOR POST-CONSTRUCTION ENGINEERING SERVICES AT
THE AMENIA LANDFILL**

At a meeting of the Town Board of the Town of Amenia ("Town Board") held at the Amenia Town Hall on the 16th day of June, 2016, Town Supervisor Victoria Perotti called the meeting to order, and Supervisor Victoria Perotti, seconded by Councilwoman Doyle, offered the following and moved its adoption:

WHEREAS, on January 19, 2007, the Town of Amenia, the Town of Sharon, Connecticut and several non-municipal parties who had previously used the Old Amenia Landfill entered into an Order on Consent and Administrative Settlement ("Consent Order") with the New York State Department of Environmental Conservation ("NYSDEC"); and

WHEREAS, the Consent Order set forth the financial obligations of the parties to fund and conduct the investigation and remediation of the Landfill; and

WHEREAS, remedial construction of the Landfill remedy has been completed under the supervision of NYSDEC; and

WHEREAS, the Consent Order also requires post-construction Operations, Maintenance, Monitoring ("OM&M"), which has been developed and is more specifically described in the NYSDEC-approved Site Management Plan ("SMP") for the Landfill; and

WHEREAS, the SMP has two OM&M components: (1) landscaping and site maintenance services, and (2) professional engineering services for the periodic sampling of the environmental media at the landfill, and includes interpretation and reporting of the results of laboratory analytical data, and periodic inspections and reporting certifications to NYSDEC; and

WHEREAS, under the terms of the Consent Order, the Town of Sharon is financially responsible for payment of the costs of OM&M; and

WHEREAS, the Town of Sharon has already begun performing landscaping services at the Landfill, and will continue to do so with its municipal employees or contractors; and

WHEREAS, it is now time to retain a professional engineering firm to provide the engineering-based OM&M services required by the SMP; and

WHEREAS, although engineering services are professional services exempt from the public bidding laws, the Town of Amenia and the Town of Sharon consider it prudent and in the best interests of both Towns for the Town of Amenia to seek proposals from several qualified engineering firms; and

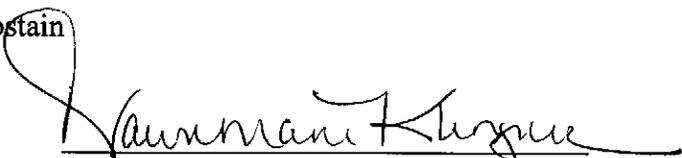
WHEREAS, the Towns' Special Environmental Counsel, Westervelt & Rea, LLP, has prepared the attached draft Request for Proposals ("RFP") for engineering services, attached hereto as Exhibit "A"; and now therefore, be it

RESOLVED, that after consultation with the Special Environmental Counsel, and subject to the approval of the Town of Sharon Board of Selectmen, the Town Board hereby authorizes issuance of an RFP in substantially similar form, to be approved by the Town Attorney.

The foregoing Resolution was voted on with all council persons voting as follows:

Supervisor Victoria Perotti	Yes
Councilwoman Vicki Doyle	Yes
Councilwoman Gretchen Hitselberger	Yes
Councilman Michael DeLango	Yes
Councilman Damian Gutierrez	Abstain

Dated: June 16, 2016
Amenia, New York


Dawn Marie Klingner, Town Clerk