

58:5-20

LEGISLATIVE HISTORY CHECKLIST

(North Jersey Water Supply Commission-- contracts-increase bidding threshold to \$4000)

NJSA 58:5-20

LAWS 1982

CHAPTER 93

Bill No. S1259

Sponsor(s) Orechio

Date Introduced March 29, 1982

Committee: Assembly

Senate County and Municipal Government

Amended during passage Yes ~~XXX~~ Amendments during passage denoted by asterisks

Date of Passage: Assembly June 28, 1982

Senate June 10, 1982

Date of approval July 28, 1982

Following statements are attached if available:

Sponsor statement	Yes	<del>No</del>	Also attached: Senate amendment adopted 6-10-82 (with statement)
Committee Statement: Assembly	<del>Yes</del>	No	
Senate	Yes	<del>No</del>	
Fiscal Note	<del>Yes</del>	No	
Veto Message	<del>Yes</del>	No	
Message on signing	<del>Yes</del>	No	

Following were printed:

Reports	<del>Yes</del>	No
Hearings	<del>Yes</del>	No

LEGISLATIVE HISTORY

7-28-82

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**SENATE, No. 1259****STATE OF NEW JERSEY**

INTRODUCED MARCH 29, 1982

By Senator ORECHIO

Referred to Committee on County and Municipal Government

AN ACT concerning the awarding of certain contracts by the North Jersey district water supply commission, and amending R. S. 58:5-20.

1 BE IT ENACTED by the Senate and General Assembly of the State  
2 of New Jersey:

1 1. R. S. 58:5-20 is amended to read as follows:

2 58:5-20. Whenever any work to be performed or material to be  
3 furnished involves an expenditure exceeding [two thousand  
4 dollars] \$4,500.00, the commission shall cause to be prepared, and  
5 shall approve in public meeting, such form of contract or alterna-  
6 tive contracts for the execution of the work or the furnishing of  
7 the materials, and payment therefor, as will in its judgment secure  
8 the execution of the work and the furnishing of the materials most  
9 efficiently, economically and expeditiously.

9A *\*This section shall not prevent the commission from having any*  
9B *work done by its own employees, nor shall it apply to repairs, or to*  
9C *the furnishing of materials, supplies or labor, or the hiring of equip-*  
9D *ment or vehicles, when the safety or protection of its or other public*  
9E *property or the public convenience require, or the exigency of the*  
9F *commission's service will not admit of such advertisement. In such*  
9G *case the commission shall, by resolution, passed by the affirmative*  
9H *vote of a majority of its members, declare the exigency or emer-*  
9I *gency to exist, and set forth in the resolution the nature thereof*  
9J *and the approximate amount to be so expended.\**

10 Thereupon the commission shall designate the time when it will  
11 meet at its usual place of meeting to receive proposals in writing

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.**

**Matter printed in italics thus is new matter.**

**Matter enclosed in asterisks or stars has been adopted as follows:**

**\*Senate amendment adopted June 10, 1982.**

12 for doing the work or furnishing the materials in accordance with,  
13 and upon the terms and conditions of, such form of contract or  
14 alternative contracts, and shall order its clerk to give notice, by  
15 advertisement inserted at least 10 days before the time of such  
16 meeting in at least two newspapers printed and circulating in the  
17 county or counties in which the municipalities in said water supply  
18 project are situated, of the work to be done and the materials to  
19 be furnished, particular plans and specifications of which shall,  
20 at the time of such order, be filed in the office of the commission.

21 All proposals shall be publicly opened by the commission, which  
22 shall award the contract to the lowest responsible and qualified  
23 bidder under the form of the contract originally adopted or the  
24 form of the alternative contract which shall then be adopted by it  
25 as most advantageous.

26 Each contractor shall be required to give bond satisfactory in  
27 amount and security to the commission for the faithful performance  
28 of his contract.

1 2. This act shall take effect immediately.

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24 form of the alternative contract which shall then be adopted by it  
25 as most advantageous.

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27 amount and security to the commission for the faithful performance  
28 of his contract.

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STATEMENT

This bill increases the threshold contract amount from \$2,000.00 to \$4,500.00 above which the North Jersey district water supply commission must publicly advertise for bids.

The purpose of the bill is to conform the threshold amount to that which has recently been established under the "Local Public Contracts Law" by P. L. 1979, c. 350; for the Passaic Valley Sewerage Commission by P. L. 1980, c. 85; under the "Public School Contracts Law" by P. L. 1980, c. 144; and for the New Jersey Water Supply Authority under P. L. 1981, c. 509.

51259(1982)

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SENATE COUNTY AND MUNICIPAL  
GOVERNMENT COMMITTEE

STATEMENT TO  
SENATE No. 1259

STATE OF NEW JERSEY

DATED: JUNE 3, 1982

Senate Bill No. 1259 would increase from \$2,000.00 to \$4,500.00 the threshold above which the North Jersey district water supply commission must publicly advertise contracts for bid.

As the sponsor indicates, the Legislature has recently established the \$4,500.00 bid threshold for contracts made under the "Local Public Contracts Law" by P. L. 1979, c. 350; for the Passaic Valley Sewerage Commission by P. L. 1980, c. 85; under the "Public School Contracts Law" by P. L. 1980, c. 144; and for the New Jersey Water Supply Authority under P. L. 1981, c. 509.

ADOPTED  
JUN 10 1982

to

Senate Bill No. 1259  
(Proposed by Senator Orechio, 6/10/82)

Amend:

Page	Sec.	Line
1	1	After 9.

Insert the following paragraph:

"This section shall not prevent the commission from having any work done by its own employees, nor shall it apply to repairs, or to the furnishing of materials, supplies or labor, or the hiring of equipment or vehicles, when the safety or protection of its or other public property or the public convenience require, or the exigency of the commission service will not admit of such advertisement. In such case the commission shall, by resolution, passed by the affirmative vote of a majority of its members, declare the exigency or emergency to exist, and set forth in the resolution the nature thereof and the approximate amount to be so expended."

STATEMENT

This amendment will give the North Jersey District Water Supply Commission similar flexibility in awarding contracts based on public convenience or necessity as is provided to other public agencies.