

**RESOLUTION NO. 35-11**

**THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY**

**April 25, 2011**

**A Resolution Authorizing Change Order No. 2 for an Increase in the Contract Amount of \$4,000.00 to Stacey Contracting, Inc. for Contract No. 897087K - Sanitary Sewer Replacement – Phase VI Contract, Environmental Infrastructure Financing Program, Project No. S340448-06, Contract 3B**

**WHEREAS**, the Brick Township Municipal Utilities Authority (the “Authority”) did enter into a contract with Stacey Contracting, Inc. (“Stacey Contracting”) for work associated with the Sanitary Sewer Replacement – Phase VI; Contract No. 897087K which contract was authorized by Resolution No. 03-10; and

**WHEREAS**, there was a previous Change Order No. 1 which increased the contract amount and was authorized by Resolution No. 67-10; and

**WHEREAS**, there have been material changes to the project which have necessitated a change order; and

**WHEREAS**, said changes are shown on a document entitled Change Order No. 2 dated March 30, 2011; and

**WHEREAS**, said change order provides for an increase of \$ 4,000.00 from previously approved amended contract amount of \$831,138.00 resulting in a new contract amount of \$835,138.00;

**WHEREAS**, the Authority and Stacey Contracting have agreed to such changes; and

**WHEREAS**, said increased amount is fair and reasonable and could not have been foreseen when the contract was advertised and awarded; and

**WHEREAS**, the Sanitary Sewer Replacement – Phase VI Contract is being financed with assistance from the New Jersey Environmental Infrastructure Financing Program (“NJEIFP”); and

**WHEREAS**, the NJEIFP must review and approve the Change Order No. 2; and

**WHEREAS**, the Authority’s Director of Engineering/Operations, Stephen T. Specht has reviewed this change order and is recommending that it be approved; and

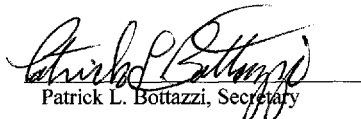
**WHEREAS**, the Authority’s Director of Finance, Frank Planko, has advised the Authority that sufficient funds for payment of \$4,000.00 does exist in Project No. 897087K to be drawn from the NJEIFP Series 2002.

**NOW, THEREFORE, BE IT RESOLVED** by the Commissioners of the Brick Township Municipal Utilities as follows:

1. The contract between the Authority and Stacey Contracting is amended and the change order entitled Change Order No. 2 dated April 25, 2011 may be executed by the officers and employees of the Authority upon an execution of such change order by the appropriate officials of Stacey Contracting; and
2. A certified copy of this resolution shall be forwarded to Stacey Contracting and to the NJEIFP.

**CERTIFICATION**

I hereby certify that the foregoing Resolution was duly adopted at a Regular Meeting of the Brick Township Municipal Utilities Authority, County of Ocean, State of New Jersey, held on Monday, April 25, 2011.

  
Patrick L. Bottazzi, Secretary



**THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY**  
**CERTIFICATION OF FUNDS AVAILABLE**

PURSUANT TO N.J.A.C. 5:30 – 5.4, AND ANY OTHER APPLICABLE REQUIREMENTS, I FRANK PLANKO, CHIEF FINANCIAL OFFICER OF THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY (“BTMUA”), HEREBY CERTIFY THAT THERE ARE AVAILABLE SUFFICIENT UNCOMMITTED FUNDS IN THE BUDGET LINE ITEM(S) OF BTMUA AS INDICATED BELOW IN THE AMOUNT OF \$ 4,000 FOR THE AWARD OF THE CONTRACT AS INDICATED BELOW.

VENDOR TO BE AWARDED CONTRACT: Stacy Contracting  
 DESCRIPTION OF CONTRACT: sewer Rehabilitation  
 AMOUNT OF CONTRACT AWARD: increase of \$4,000  
 AMOUNT CERTIFIED: increase of \$4,000  
 RESOLUTION NUMBER: 35-11

**BUDGET LINE ITEM(S) TO BE CHARGED:**

	<u>AMOUNT</u>
1.) <u>Project # 897087k - Sewer Rehab</u>	\$ <u>4,000</u>
2.) _____	\$ _____
3.) _____	\$ _____

DATE CERTIFIED: 4/15/11

Frank Planko

FRANK PLANKO, CHIEF FINANCIAL OFFICER

LOAN: \$ 8.8 million  
 Utilized: (6.7) "  
 Balance 2.1 "  
 Encumbered (0.5) "  


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 Remaining loan \$ 1.6 million