

**RESOLUTION NO. 35-13**

**THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY**

April 22, 2013

**A Resolution Authorizing Task Order No. 5 Between the Brick Township Municipal Utilities Authority and CH2M HILL for a Decrease in the Contract Amount by \$8,575.00 for Contract No. 708003 – New ASR Replacement Well No. 15A (formerly Well 15)**

**WHEREAS**, The Brick Township Municipal Utilities Authority (“Brick Utilities”) did enter into an agreement with CH2M Hill for professional engineering services for the construction of the new Aquifer Storage and Recovery Well No. 15A (formerly ASR Well 15) in Brick Township, Ocean County, NJ; Contract No. 708003, which agreement was authorized by Resolution No. 44-09; and

**WHEREAS**, there has been additional work items to the project associated with the additional well development of ASR Well 15A (formerly Well 15) which have necessitated a task order; and

**WHEREAS**, Brick Utilities has agreed to CH2M Hill’s request that their contribution of \$40,000.00, associated with the monetary settlement reached between Brick Utilities and Layne Christensen Company in regards to the collapse of Well 15 on May 9, 2011, be compensated for engineering services already rendered; and

**WHEREAS**, said additional work items and request are indicated in a letter dated March 12, 2013 from CH2M Hill under Item 5d – Abandonment of Well 10 and Item 5e – Additional Services (Construction/Inspection) for the additional development of Well 15A; and

**WHEREAS**, said task order and associated Item Task No. 5 provides for a decrease of \$40,000.00 and associated Item Tasks 5d and 5e provides for an increase of \$31,425.00 resulting to a net decrease of \$8,575.00 from the revised contract amount of \$552,041.50, thus resulting in a new contract amount of \$543,439.50; and

**WHEREAS**, Brick Utilities and CH2M HILL have agreed to such change as fair and reasonable; and

**WHEREAS**, Brick Utilities’ Deputy Executive Director and Director of Engineering/Operations, Stephen T. Specht, P.E., has reviewed this task order and is recommending that it be approved; and

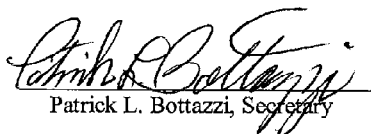
**WHEREAS**, Brick Utilities’ Chief Financial Officer, Frank Planko, has advised Brick Utilities that funds are accounted in Brick Utilities’ Capital Plan within Project No. 708003.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF BRICK UTILITIES** as follows:

1. The agreement between Brick Utilities and CH2M HILL is amended and the task order entitled Task Order No. 5 dated April 22, 2013 may be executed by the officers and employees of Brick Utilities upon an execution of such task order by the appropriate officials of CH2M HILL;
2. A certified copy of this resolution shall be forwarded to CH2M HILL.

**CERTIFICATION**

I hereby certify that the foregoing Resolution was duly adopted at a Public Meeting of Brick Utilities, Township of Brick, County of Ocean, State of New Jersey, held on Monday, April 22, 2013.

  
Patrick L. Bottazzi, Secretary