

RESOLUTION No. 45-15

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

May 18, 2015

A Resolution Authorizing Change Order No. 1 for an Increase in the Amount of \$18,540.49 as part of our Shared Services Agreement with the County of Ocean as part of their Contract for Improvements to Garden State Parkway Interchange 91

WHEREAS, the Brick Township Municipal Utilities Authority (Brick Utilities") did enter into a shared services agreement with the County of Ocean ("County") for the replacement of approximately 7,800 LF of existing transite water main as part of the County's Improvements to Garden State Parkway Interchange 91 Contract which was authorized by Resolution No. 89-14: and

WHEREAS, the Brick Utilities' Engineering Department requested that the County arrange with their contractor, Green Construction, Inc. to provide Brick Utilities with a lump sum price estimate for completing all of the work for adjusting three of Brick Utilities existing structures as part of the work for constructing the new Ramp 91NB3E, as shown on the County's Construction Plan C-7 (Sheet 31); and

WHEREAS, the Brick Utilities' Engineering Department requested that the County's contractor provide a lump sum price estimate for completing all of the work for adjusting the following three noted Brick Utilities' structures: an existing air release vault for our 42" Raw Water Main Transmission Pipeline, an existing sanitary manhole and an existing fiber optic manhole. The top sections for two of the structures are very heavy and Brick Utilities does not have the equipment to lift the top sections as part of adjusting the structures plus the grading work for constructing the pavement for the new Ramp 91NB3E does require some intricate grading; and

WHEREAS, the County's contractor, Green Construction, Inc. provided a copy of their prepared Force Account Summary Estimate for completing all of the work associated with adjusting the three different Brick Utilities' structures as part of their work for constructing Ramp 91NB3E which was forwarded to Brick Utilities as part of the Green Construction's April 20, 2015 e-mail; and

WHEREAS, the Brick Utilities' Engineering has reviewed the prepared Force Account Summary Estimate for adjusting Brick Utilities' three different structures and found it to be a reasonable lump sum price estimate; and

WHEREAS, said change order provides for a Lump Sum Price increase of \$18,540.49 based on the provided Force Account Summary Estimate from the previously agreed upon amount for our shared service agreement with the County in the amount of \$1,920,141.00 resulting in a new amount for the shared service agreement with the County in the amount of 1,938,681.49;

WHEREAS, the Brick Utilities and County have agreed to such changes; and

WHEREAS, said increased amount is fair and reasonable and could not have been foreseen when Brick Utilities and the County entered into their Shared Service Agreement; and

WHEREAS, the Brick Utilities' Deputy Executive Director and Director of Engineering/Operations, Stephen T. Specht have reviewed this change order and are recommending that it be approved; and

WHEREAS, Brick Utilities' Chief Financial Officer, Frank Planko, has advised the Brick Utilities that sufficient funds estimated to be approximately \$1,938,681.49 for payment of both the transte water main replacement and the work for adjusting the three Brick Utilities structures do exist in Brick Utilities Capital Budget: and

WHEREAS, the Brick Utilities shall reimburse the County for the costs for completing all of the work for adjusting the three Brick Utilities' structures and for the costs for the construction and installation of the Brick Utilities' water main upgrades.

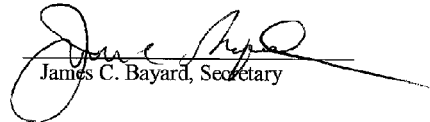
NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF THE BRICK TOWNSHIP MUNICIPAL UTILITIES as follows:

1. The Shared Services Agreement between Brick Utilities and the County of Ocean is amended by the Change Order No. 1 dated May 18, 2015; and
2. Brick Utilities shall reimburse the County of Ocean for all of the costs for the completing of the work for adjusting the three Brick Utilities' structures based on the Force Account

- Summary Estimate of the County's Contractor, Green Construction, Inc.; and
3. A certified copy of this resolution shall be forwarded by the Administrative Secretary of Brick Utilities to the following: George Cevalasco, Chairman, Brick Utilities, Stephen T. Specht, P.E., Deputy Executive Dir. & Dir. of Eng./Ops., Frank Planko, CFO, Frank S. Scarantino, P.E., County Engineer for the County of Ocean, John N. Ernst, P.E., Director of Engineering for the County of Ocean, Raif Basiliou, County's Resident Engineer, Hatch Mott MacDonald and
 4. Sufficient funds for payment for the adjustment of the three Brick Utilities structures are available in the Brick Utilities' Capital Budget

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, May 18, 2015.


James C. Bayard, Secretary