

RESOLUTION NO. 05-17

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

January 23, 2017

A Resolution Authorizing the Change Order No. 3/Final Quantity Change Order in the Contract between Brick Utilities and Layne Christensen Co., Inc. for an Increase in the Contract Amount by \$44,564.51 for Contract No. 708003- New Aquifer Storage & Recovery (ASR) Well No. 15A

WHEREAS, The Brick Township Municipal Utilities Authority (the "Brick Utilities") did enter into a contract with Layne Christensen Co., Inc. for work associated with the construction of a new Aquifer Storage & Recovery Well No. 15A (formerly called ASR Well No. 15) Contract No. 708003, which contract was authorized by Resolution No. 64-10; and

WHEREAS, said changes are shown on a document entitled, Change Order No. 3/Final Quantity Change Order dated January 11, 2017, which is attached hereto and made a part of; and

WHEREAS, previously approved Change Order No. 1 provided an increase of \$400,000.00 to the original contract amount of \$3, 570,020.00 for a revised contract amount of \$3,970,020; and

WHEREAS, previously approved Change Order No. 2 provided a decrease of \$6,500.00 to the revised contract amount of \$3, 970,020.00 for a revised contract amount of \$3,963,520.00; and

WHEREAS, said Change Order No. 3/Final Quantity Change Order provides for an increase of \$44,565.51 from the revised contract amount of \$3,963,520.00 resulting in the revised contract amount of \$4,008,085.51; and

WHEREAS, Brick Utilities and Layne Christensen Co., Inc., Inc. have agreed to such changes; and

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

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

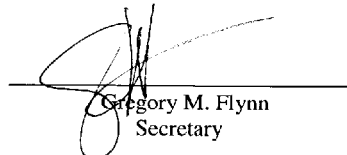
WHEREAS, the Authority's Chief Financial Officer, John Clifford, CMFO, has advised that sufficient funds for the payment of \$44,565.51 do exist in Capital Project No. 708003; and

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

1. The contract between the Authority and Layne Christensen Company is amended and the change order entitled Change Order No. 3/Final Quantity Change Order dated January 11, 2017 may be executed by the officers and employees of the Authority subsequent to the execution of such change order by the appropriate officials of Layne Christensen Company; and
2. Said amount of \$44,565.51 shall be funded from Capital Project No. 708003 for the payment of the obligation provided for herein.
3. A certified copy of this resolution shall be forwarded by the Administrative Secretary of the Authority to the following:
 - A. George Cevasco, Chairman;
 - B. Secretary Gregory M. Flynn;
 - C. Chris A. Theodos, PE, PP, CME, CPWM, CFM, Executive Director;
 - D. Stephen T. Specht PE, Deputy Executive Director and Director of Engineering/Operations;
 - E. John Clifford, CMFO, Chief Financial Officer;
 - F. Nicholas Montenegro, Esq., Montenegro, Thompson, Montenegro & Genz; and
 - G. Layne Christensen Company.

CERTIFICATION

I hereby certify that the foregoing Resolution was duly adopted at a Public Meeting of the Brick Township Municipal Utilities Authority of the Township of Brick, County of Ocean, State of New Jersey, held on Monday, January 23, 2017.


Gregory M. Flynn
Secretary