

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

December 21, 2017

A Resolution Authorizing Final Quantities Change Order/Change Order No. 3 for a Decrease in the Amount of \$494,359.70 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 Brick Utilities' Capital Project No. 714006

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, there was previous material changes to the project which necessitated Change Order No. 1 which was authorized by Resolution No. 45-15 increasing the contract by \$18,540.49 to a total contract amount of \$1,938,681.49; and

WHEREAS, there was previous additional material changes to the project which necessitate Change Order No. 2 which was authorized by Resolution No. 70-17 increasing the contract by \$77,258.65 to a total contract amount of 2,015,940.14; and

WHEREAS, the Brick Utilities' Shared Services Agreement with County of Ocean as part of County of Ocean's Contract for Improvements to the Garden State Parkway Interchange 91 is a unit price contract resulting in the need for a final quantities change order; and

WHEREAS, said changes are shown as a deduction in the amount of \$567,795.17 for the adjustment of the different quantities installed as part of the contract as well as the addition in the amount of \$73,435.47 for two additional change orders plus increasing the amount of the original shared services agreement amount to match the total contractor's bid amount on a document entitled Final Change Order/Change Order No. 3 dated December 6, 2017; and

WHEREAS, said change order provides for a total decrease of \$494,359.70 of the previously amount for the two previous change orders of our shared services agreement in the amount of \$2,015,940.14 resulting in a final shared services agreement amount with the County in the amount of \$1,521,580.44; and

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

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

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

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 entitled Final Quantities Change Order/Change Order No. 3 dated December 6, 2017 may be executed by the officers and employees of the Authority subsequent to execution of such change order by the appropriate officials of the County of Ocean; and
2. A certified copy of this resolution shall be forwarded by the Administrative Secretary of Brick Utilities to the following:
 - A. Gregory M. Flynn, Chairman,
 - B. Thomas C. Curtis, Secretary
 - C. Chris A. Theodos, P.E., Executive Director, Brick Utilities
 - D. Stephen T. Specht, P.E., Deputy Executive Dir. & Dir. of Eng./Ops., Brick Utilities
 - E. John Clifford, CFO, Brick Utilities
 - F. Nicholas C. Montenegro, Esquire
 - G. John N. Ernst, P.E., County Engineer for the County of Ocean,
 - H. Raif Basiliou, County's Resident Engineer, Mott MacDonald

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 Thursday, December 21, 2017.


Thomas C. Curtis, Secretary