

RESOLUTION NO. 69-21

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

September 30, 2021

A Resolution Authorizing Task Change Order No. 4 for a Reallocation of \$5,565.00 on a Not-to-Exceed Cost of the Work Basis and at No Increase in the Agreement Amount with Suburban Consulting Engineers, Inc. for the Design, Permitting, the New Jersey Environmental Infrastructure Financing Program Requirements, Bidding and Award, Construction Administration/Management and Full-Time Inspection (If and When Directed by Brick Utilities) for the Water Main Replacement on Cartagena Drive, Alhama Drive, Cadiz Drive, Valencia Drive and Monterey Drive; Capital Project No. 717001 and the Final Field Investigation, Design, Permitting, Bidding and Award, Construction Administration/Management and Full-Time Inspection (If and When Directed by Brick Utilities) for Water Main Replacement for the Lagoon Crossing between East Granada Drive and Cartagena Drive; Capital Project No. 717002

WHEREAS, The Brick Township Municipal Utilities Authority (“Brick Utilities”) did enter into an agreement with Suburban Consulting Engineers, Inc. (“SCE”) for the Design, Permitting, the New Jersey Environmental Infrastructure Financing Program Requirements, Bidding and Award, Construction Administration/Management and Full-Time Inspection (If and When Directed by Brick Utilities) for the Water Main Replacement on Cartagena Drive, Alhama Drive, Cadiz Drive, Valencia Drive and Monterey Drive; Capital Project No. 717001 and the Final Field Investigation, Design, Permitting, Bidding and Award, Construction Administration/Management and Full-Time Inspection (If and When Directed by Brick Utilities) for Water Main Replacement for the Lagoon Crossing between East Granada Drive and Cartagena Drive; Capital Project No. 717002, which agreement was authorized by Resolution No. 42-17; and

WHEREAS, there was a previous Task Change Order No. 1 for an addition from the previously approved for addition to Capital Project No. 717001, Task 1 – Design and Technical Specifications for \$10,840.00, Task 3 – NJEIFP for \$6,460.00, Task 5b – Inspection Services If and Where Directed for \$45,600.00, and Capital Project No. 717002, Task 1 – Final Field Investigation for \$10,890.00, Task 2 - Design and Technical Specifications for \$4,380.00, Task 3 – Permitting for \$2,540.00, resulting in an increase of \$80,710.00 in the contract amount and was authorized by Resolution No. 82-17; and

WHEREAS, there was a previous Task Change Order No. 2 for deduction from the previously approved services of \$15,572.50, addition to Capital Project No. 717001, Task 1 – Design and Technical Specifications for \$5,390.00, Task 3 – NJEIFP for \$5,680.00, and addition to Capital Project No. 717002, Task 2 - Design and Technical Specifications for \$4,380.00, Task 6a – Boundary / Location Survey (Lots 10 & 11) for \$3,240.00, Task 6b - Easement Preparation & Written Descriptions (2) for \$2,185.00 and Task 6c - Stakeout of Proposed Easement Limits for \$950.00 resulting net increase of \$6,252.50 in the contract amount and was authorized by Resolution No. 58-18; and

WHEREAS, there was a previous Task Change Order No. 3 provided for the reallocation of funds for Capital Project No. 717001, from Task 5B - Inspection, If and When Directed, to Task 1 - Design & Technical Specifications in the amount of \$20,300.00 on a Not-to-Exceed Cost of Work Basis with no increase from the previously approved contract amount of \$317,447.50 and was authorized by Resolution No. 32-21; and

WHEREAS, Brick Utilities’ requested that SCE provide additional services to sequence construction so the two contractors for the Capital Project No. 717001 and Capital Project No. 717002 are not in conflict, add Temporary Construction Easement conditions and update the latest water main requirements to the specifications; and

WHEREAS, Brick Utilities received Suburban Consulting Engineers, Inc.’s proposal dated August 9, 2021 for Reallocation of Funds for Capital Project No. 717001, from Task 5A – Construction Administration and 5B - Inspection, If and When Directed, of \$3,165 and \$2,400, respectively, for a total of \$5,565 of previously authorized \$13,000 and \$9,000, respectively to Task 2 - Design & Technical Specifications (previously authorized \$18,210.00) on a Not-to-Exceed Cost of Work; and

WHEREAS, Brick Utilities recommends the Reallocation of Funds for Capital Project No. 717001, from Task 5B – Inspection, If and When Directed, Capital Project No. 717002, to Task 2 – Design & Technical Specifications, Capital Project No. 717001, in the amount of \$5,565.00 on a Not-to-Exceed Cost of Work Basis; and

WHEREAS, said modifications will decrease Capital Project No. 717001 to \$226,115.00 and increase Capital Project No. 717002 to \$91,332.50 and will provide for no change in the overall contract amount and the original contract amount of \$230,485.00, with previously authorized Task Change Order No. 1 addition of \$80,710.00 which increased contract amount to \$311,195.00, previously authorized Task Change Order No. 2 addition of \$6,252.50 which increased contract amount to \$317,447.50, and previously authorized Task Change Order No. 3 reallocation of \$20,300.00 which did not change the contract amount to \$317,447.50; and

WHEREAS, said modifications are shown on the document entitled Task Change Order No. 4 dated September 16, 2021; and

WHEREAS, said Task Change Order No. 4 provided for the reallocation of funds for Capital Project No. 717001, from Task 5B - Inspection, If and When Directed, to Capital Project No. 717002; Task 2 - Design & Technical Specifications in the amount of \$5,565.00 on a Not-to-Exceed Cost of Work Basis with no increase from the previously approved contract amount of \$317,447.50; and

WHEREAS, Brick Utilities and SCE have agreed to such change as fair and reasonable and could have not been foreseen when the Contract was awarded; and

WHEREAS, Brick Utilities’ Deputy Executive Director and Director of Engineering and 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, John Clifford, has advised Brick Utilities that sufficient funds do exist for Capital Project Nos. 717001 and 717002.

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

1. The contract agreement between Brick Utilities and Suburban Consulting Engineers, Inc. is amended and the change entitled Task Change Order No. 4 dated September 16, 2021, may be executed by the officers of Brick Utilities subsequent to the execution of such change order by the appropriate officials of Suburban Consulting Engineers, Inc.; and
2. A copy of this Resolution shall be forwarded by the Administrative Secretary of the Authority to the following:
 - A. Thomas C. Curtis, Chairman
 - B. Michael Blandina, Secretary
 - C. Chris Theodos, P.E., P.P., C.M.E., C.P.W.M., C.F.M., Executive Director
 - D. Stephen T. Specht, P.E., Deputy Executive Director and Director of Engineering/Operations
 - E. John Clifford, C.F.O.
 - F. Nicholas C. Montenegro, Esquire
 - G. Suburban Consulting Engineers, Inc.

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Brick Township Municipal Utilities Authority at a meeting held on the 30th day of September, 2021, a quorum being present and voting in the majority.



Michael Blandina
Authority Secretary

CFO Certification of Funds

I certify that sufficient funds exist within the Authority's Capital Project Nos. 717001 and 717002 to fund the action authorized herein.



John Clifford, C.F.O.