

RESOLUTION NO. 70-21

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

September 30, 2021

A Resolution Authorizing Final Quantities Change Order Change Order No. 4 for a Decrease in the Contract Amount of \$185,063.28 with T&T Commonwealth Construction Co., Inc. for the Wastewater Pump Station Rehabilitation – Phase II Project; Capital Contract No. 816002 and New Jersey Water Bank Project No. S340448-11

WHEREAS, The Brick Township Municipal Utilities Authority (the “Authority”) did enter into a contract with T&T Commonwealth Construction Co., Inc. for work associated with the Wastewater Pump Station Rehabilitation – Phase II Project for nine (9) Wastewater Pump Stations, under Contract No. 816002, which contract was authorized by Resolution No. 33-19; and

WHEREAS, there were previous material changes to the project which necessitated Change Order No. 1 by Resolution No. 28-20 which provided for a reduction in Contract Line Item No. 69 – Allowance for Work Not Specified in the amount of \$13,392.00 from the \$100,000.00 available in Contract Line Item No. 69 resulting in a revised line item amount of \$86,608.00; and

WHEREAS, there were previous material changes to the project which necessitated Change Order No. 2 by Resolution No. 67-20 which provided for a reduction in Contract Line Item No. 69 – Allowance for Work Not Specified in the amount of \$11,492.49 from the \$86,608.00 available in Contract Line Item No. 69 resulting in a revised line item amount of \$75,115.51; and

WHEREAS, there were previous material changes to the project which necessitated Change Order No. 3 by Resolution No. 25-21 which provided for a reduction in Contract Line Item No. 69 – Allowance for Work Not Specified in the amount of \$11,851.73 from the \$75,115.51 available in Contract Line Item No. 69 resulting in a revised line item amount of \$62,263.78; and

WHEREAS, there have been material changes to the project which have necessitated a change order; and

WHEREAS, Contract No. 816002, Wastewater Pump Station Rehabilitation – Phase II Project, is also a unit price contract resulting in the need for a final quantities change order; and

WHEREAS, said requested modifications are shown on a document entitled Final Quantities Change Order No. 4 dated September 15, 2021; and

WHEREAS, said change order provides for a decrease of the contract amount by \$185,063.28 from the original contract amount of \$4,931,336.00 resulting in a final contract amount of \$4,746,272.72; and

WHEREAS, the Authority and its Consulting Engineer, CME Associates, and T&T Commonwealth Construction Co., Inc. have agreed to such changes as fair and reasonable and could not have been foreseen when the contract was advertised and awarded; and

WHEREAS, the Wastewater Pump Station – Phase II Project is being financed with assistance from the New Jersey Water Bank (“NJWB”); and

WHEREAS, the NJWB must review and approve Final Quantities Change Order No. 4; and

WHEREAS, the Authority’s Director of Engineering/Operations, Stephen T. Specht, has reviewed this change order and is recommending that it be approved subject to the New Jersey Water Bank; and

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

1. Subject to the approval of the New Jersey Water Bank, this contract agreement between the Authority and T&T Commonwealth Construction Co., Inc. is amended and the change order entitled Final Quantities Change Order No. 4 dated September 15, 2021 may be executed by the officers and employees of the Authority subsequent to the execution of such change order by the appropriate officials of T&T Commonwealth Construction Co., Inc.; and
2. A certified 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 A. 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. David Coats, P.E. CME Associates
 - G. Nicholas C. Montenegro, Esquire
 - H. T&T Commonwealth Construction Co., Inc.

CERTIFICATION

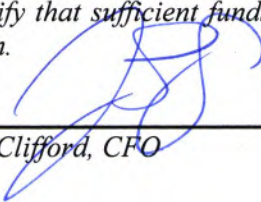
I hereby certify that the foregoing Resolution was duly adopted at a Regular Meeting of the Brick Township Municipal Utilities Authority, County of Ocean, State of New Jersey, held on Thursday, September 30, 2021, a quorum being present and voting in the majority.



Michael Blandina, Secretary

CFO Certification of Funds

I certify that sufficient funds exist within the Brick Utilities' Contract No. 816002 to fund the action authorized herein.



John Clifford, CFO