

RESOLUTION NO. 58-22

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

August 24, 2022

A Resolution Authorizing Change Order No. 1 for an Increase in the Contract Amount of \$54,786.17 and a 309 Calendar Day No Cost Time Extension with Underground Utilities Corp. for the Water and Sewer Main Replacement on Alhama, Cadiz, Cartagena, Monterey and Valencia Drives; Brick Utilities' Capital Contract Nos. 717001 and 818003X and New Jersey Water Bank Project Nos. 1506001-14 and S-340448-13

WHEREAS, The Brick Township Municipal Utilities Authority (the "Authority") did enter into a contract with Underground Utilities Corp. for work associated with the Water and Sewer Main Replacement on Alhama, Cadiz, Cartagena, Monterey and Valencia Drives Project under Contract Nos. 717001 and 818003X, which contract was authorized by Resolution 49-21; and

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

WHEREAS, said changes are shown on a document entitled Change Order No. 1 dated July 25, 2022 with the changes totaling \$54,786.17; and

WHEREAS, Change Order No. 1 provides for an increase of the total contract amount by \$54,786.17 from the previously approved original total contract amount of \$4,967,298.00 resulting in a new total contract amount of \$5,022,084.17; and

WHEREAS, Change Order No. 1 provides for an increase of the Water Contract No. 717001 amount by \$5,965.34 from the previously approved original water contract amount of \$1,484,648.00 resulting in a new water contract amount of \$1,490,613.34; and

WHEREAS, Change Order No. 1 provides for an increase of the Sewer Contract No. 818003X amount by \$48,820.83 from the previously approved original sewer contract amount of \$3,482,650.00 resulting in a new sewer contract amount of \$3,531,470.83; and

WHEREAS, Change Order No. 1 also provides a 309 calendar day no cost time extension with a revised substantial completion date of April 27, 2023 and a revised final completion date of May 27, 2023; and

WHEREAS, the Authority and its Consulting Engineer, Suburban Consulting Engineers, and Underground Utilities Corp. 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 Water and Sewer Main replacement on Alhama, Cadiz, Cartagena, Monterey and Valencia Drives Project is being financed with assistance from the New Jersey Water Bank; and

WHEREAS, the New Jersey Water Bank must review and approve Change Order No. 1; and

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

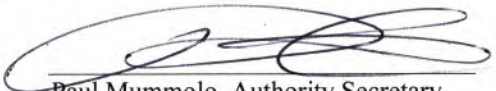
WHEREAS, the Authority's Chief Financial Officer, John Clifford, has advised the Authority that sufficient funds for the additional payment of \$54,786.17 do exist for Capital Project Nos. 717001 and 818003X.

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 Underground Utilities Corp is amended and the change order entitled Change Order No. 1 dated July 25, 2022 may be executed by the officers and employees of the Authority subsequent to the execution of such change order by the appropriate officials of Underground Utilities Corp.; and
2. Said amount of \$54,786.17 shall be funded from Capital Project Nos. 717001 and 818003X; and
3. A certified copy of this resolution shall be forwarded by the Administrative Secretary of the Authority to the following:
 - A. Susan Lydecker, Chair
 - B. Paul Mummolo, 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. Nicholas C. Montenegro, Esquire
 - G. David Chanda, P.E., C.M.E, Suburban Consulting Engineers
 - H. New Jersey Water Bank
 - I. Underground Utilities Corp

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 Wednesday, August 24, 2022 a quorum being present and voting in the majority


Paul Mummolo, Authority Secretary

CFO Certification of Funds

I certify that sufficient funds exist within the Authority's Capital Project No. 717001 & 818003X to fund the action authorized herein.



John Clifford, CFO