

RESOLUTION NO. 74-23

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
November 30, 2023

A Resolution Authorizing Task Change Order No. 2 for an Increase in the Agreement Amount by \$33,800.00 on a Not-to-Exceed Cost of the Work Basis with Colliers Engineering & Design, Inc. for Additional Professional Engineering Consulting Services for the Design for the Brick Utilities' Reservoir Infrastructure Mitigation Improvements Project in the Townships of Brick and Wall; Capital Project No. 718010X

WHEREAS, The Brick Township Municipal Utilities Authority ("Brick Utilities") did enter into an agreement with Colliers Engineering & Design, Inc. ("Colliers") for the Design, Permitting, Bidding and Award, Construction Administration, Construction Management and Full-Time Inspection (If and When Directed by Brick Utilities) for the Brick Utilities' Reservoir Infrastructure Mitigation Improvements Project, which agreement was authorized by Resolution No. 38-21 and totaled \$632,346.50; and

WHEREAS, there was a previous Task Change Order No. 1 authorized by Resolution No. 29-22 for a reallocation of \$24,550.00 on a not-to-exceed cost of the work basis and at no increase in the Agreement Amount which provided for the reallocation of engineering fees from the Permitting and Reimbursable tasks to Additional Design Services task of the contract with no increase from the previously approved contract amount of \$632,346.50;

WHEREAS, Brick Utilities' requested that Colliers provide additional design services to satisfy the New Jersey Department of Environmental Protection Bureau of Dam Safety request for information; and

WHEREAS, Brick Utilities received Colliers' letter dated June 29, 2023 for Additional Design Services for \$33,800.00 on a Not-to-Exceed Cost of Work Basis; and

WHEREAS, said modifications provide for an increase of \$33,800.00 from the original contract amount of \$632,346.50 resulting in a new contract amount of \$666,146.50 on the not-to-exceed cost of the work basis; and

WHEREAS, said modifications are shown on the document entitled Task Change Order No. 2 dated October 30, 2023; and

WHEREAS, said Task Change Order No. 2 provided for an addition of \$33,800.00 to Task 2, Permitting for Additional Design Services resulting in an increase from the previously approved contract amount of \$632,346.50 to new contract amount of \$666,146.50 on a not-to-exceed cost of the work basis; and

WHEREAS, Brick Utilities and Colliers have agreed to such change as 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 and Operations, Stephen T. Specht, P.E., has reviewed this task Change Order and is recommending that it be approved; and

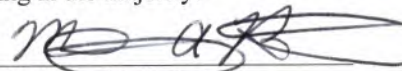
WHEREAS, Brick Utilities' Chief Financial Officer, John Clifford, has advised Brick Utilities that sufficient funds for the additional payment of \$33,800.00 do exist for Capital Project No. 718010X

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 Colliers is amended and the change entitled Task Change Order No. 2 dated October 30, 2023, may be executed by the officers of Brick Utilities subsequent to the execution of such change order by the appropriate officials of Colliers Engineering & Design, Inc.; and
2. Said amount of \$33,800.00 shall be funded from Capital Project No. 718010X; and
3. A copy of this Resolution shall be forwarded by the Administrative Secretary of the Authority to the following:
 - A. Thomas C. Curtis, Authority Chair
 - B. Michael Blandina, Authority 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. Colliers Engineering & Design, 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 November, 2023, 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 No. 718010X to fund the action authorized herein.


John Clifford, C.F.O.