

RESOLUTION NO. 61-24

THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY

September 26, 2024

A Resolution Authorizing Change Order No. 3 for an Increase in the Contract Amount of \$107,301.38 with JVS Industrial and Commercial Contractors, Inc. for the Sanitary Sewer Manhole Rehabilitation and Replacement Project; Brick Utilities' Capital Contract No. 818002 and New Jersey Water Bank Project No. S3400448-12

WHEREAS, The Brick Township Municipal Utilities Authority (the "Authority") did enter into a contract with JVS Industrial and Commercial Contractors, Inc. ("JVS") for work associated with the Sanitary Sewer Manhole Rehabilitation and Replacement Project under Contract No. 818002, which contract was authorized by Resolution 62-23; and

WHEREAS, there were previous material changes to the project which necessitated Change Order No. 1 which did increase of the contract amount by \$54,134.54 from the previously approved original contract amount of \$6,668,555.83 resulting in a new revised contract amount of \$6,722,690.37 which was authorized by Resolution 38-24; and

WHEREAS, there were previous material changes to the project which necessitated Change Order No. 2 which did increase the duration of the contract at no additional cost by 241 calendar days from the previously approved original final completion date of September 1, 2024 to revised final completion date of April 30, 2025 which was authorized by Resolution 57-24; and

WHEREAS, there have been material changes to the project which have necessitated Change Order No. 3; and

WHEREAS, said changes are shown on a document entitled Change Order No. 3 dated September 9, 2024 with the changes totaling \$107,301.38; and

WHEREAS, said Change Order No. 3 provides for an increase in the contract amount by \$107,301.38 from the previously revised contract amount of \$6,722,690.37 resulting in a new revised contract amount of \$6,829,991.75; and

WHEREAS, the Authority and JVS 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 Sanitary Sewer Manhole Rehabilitation and Replacement 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. 3; and

WHEREAS, the Deputy Executive Director and Director of Engineering/Operations, Stephen T. Specht, P.E., has reviewed this change order and has recommended that it be approved subject to the approval of the New Jersey Water Bank; and

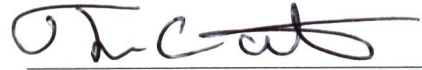
WHEREAS, the Authority's Chief Financial Officer, John Clifford, has advised that sufficient funds for the payment of \$107,301.38 is accounted for in the Authority's Capital Budget within the items listed as Capital Project No. 818002.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS OF THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY this 26th day of September, 2024, as follows:

1. Subject to the approval of the New Jersey Water Bank this contract agreement between the Authority and JVS is amended and the change order entitled Change Order No. 3 dated September 9, 2024 may be executed by the officers and employees of the Authority subsequent to the execution of such change order by the appropriate officials of JVS; and
2. Said amount of \$107,301.38 shall be funded from Capital Project No. 818002; and
3. A certified copy of this resolution shall be forwarded by the Administrative Secretary of the Authority to the following:
 - A. Paul L. Mummolo, Authority Chair
 - B. Thomas C. Curtis, Authority 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. New Jersey Water Bank
 - H. JVS Industrial and Commercial Contractors, 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 26, 2024 a quorum being present and voting in the majority



Thomas C. Curtis, Authority Secretary

CFO Certification of Funds

I certify that sufficient funds exist within the Authority's Capital Project No. 818002 to fund the action authorized herein.



John Clifford, CFO