



Legislation Details (With Text)

**File #:** 13-2067      **Version:** 1      **Name:** Chnage Order #1, Clinton Ave / So. Orange Ave Streetscape

**Type:** Resolution      **Status:** Filed

**File created:** 10/24/2013      **In control:** Engineering

**On agenda:** 11/18/2013      **Final action:** 12/4/2013

**Title:** Dept/ Agency: Engineering  
 Action: ( ) Ratifying (X) Authorizing ( ) Amending  
 Type of Service: Change Order/Amend Resolution  
 Purpose: Streetscape  
 Entity Name: English Paving Co.  
 Entity Address: 650 Route 46 West, Clifton, New Jersey 07013  
 Contract Amount: \$4,289,091.79  
 Funding Source: Urban Enterprise Zone Budget and City of Newark Capital Budget  
 Contract Period: Extend the time to complete this contract to February 28, 2014  
 Contract Basis: ( ) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS  
 ( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
 ( ) Private Sale ( ) Grant ( ) Sub-recipient (x) n/a  
 Additional Information:  
 Original contract amount- \$4,111,495.99, Total change order- \$177,595.80,  
 Total contract amount-\$4,289,091.79 (4.32% increase)  
 Deferred 7R4-b 111813  
 Invitation: Director of Engineering, December 3, 2013

**Sponsors:**

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
12/4/2013	1	Municipal Council	Adopt	Pass
11/18/2013	1	Municipal Council	Defer	Pass

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**Invitation: Director of Engineering, December 3, 2013**

**WHEREAS**, Resolution No. 7R4-C, adopted November 22, 2011, authorized the Director of the Department of Engineering to accept the bid proposal and execute Contract No. 02-2011, City-wide Streetscape - Phase I: Clinton Avenue and South Orange Avenue , with English Paving Company, Inc., 650 Route 46 West, Clifton, New Jersey 07013, for the amount of \$4,111,495.99; and

**WHEREAS**, at the request of the Department of Engineering, both deductions of original quantities, increases in original quantities and additional work are required due to field adjustments and revisions to electrical and traffic signal plans, and cost associated with the disposal of contaminated soil; and

**WHEREAS**, the attached Change Order No. 1 to Contract No. 02-2011, Citywide Streetscape - Phase I: Clinton Avenue and South Orange Avenue, increases the contract amount by \$177,595.80, thereby bringing the total amount of this contract to \$4,289,091.79.

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK THAT:**

1. The Mayor and/or his designee and the Director of the Department of Engineering, is hereby authorized on behalf of the City of Newark to issue Change Order No. 1 to Contract No. 02-2011, City-wide Streetscape - Phase I: Clinton Avenue and South Orange Avenue, for the amount of \$177,595.80, thereby bringing the total amount of this contract to \$4,289,091.79.
2. The public bidding process conducted for the original contract, pursuant to the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., complies with the Fair and Open Process of the State of New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.5, et seq.
3. Pursuant to N.J.A.C. 5:30-5.5, attached hereto is a partial Chief Financial Officer's certification which states the funds in the amount of \$88,879.19 are available in Fund 051, Dept. G09, Project A19A0, Account 71930, Budget Year B2009.
4. The Certification shall be filed along with the original resolution and the executed contract in the Office of the City Clerk. The remainder of the funding for this Change Order (\$88,716.61) will be subject to appropriation in the Capital Budget; and funds will be certified prior to services being provided by the contractor. There will be no expenditure of funds authorized until a Certification of Funds is obtained and a copy filed with the City Clerk.
5. The Director of the Department of Engineering is further authorized to extend this Change Order to its full value of \$177,595.80, when the balance of the funds in the amount of \$88,716.61 is certified, and a copy of the Certification of Funds will be filed with the Office of the City Clerk.
6. Consistent with the provisions of the Local Public Contracts Law, N.J.S.A. 40:A:11-15 (9), the No. 20-2009(R), the Director of the Department of Engineering is authorized to extend the time to complete this contract to February 28, 2014.

**STATEMENT**

This Resolution authorizes the Mayor and/or his designee and the Director of the Department of Engineering to issue Change Order No. 1 to Contract No. 02-2011, Citywide Streetscape - Phase I: Clinton Avenue and South Orange Avenue, in the amount of \$177,595.80, with English Paving Company, 650 Route 46 West Clifton, New Jersey 07103, thereby bringing the total amount of this contract to \$4,289,091.79