



## Legislation Text

File #: 22-1679, Version: 1

**Dept/ Agency:** Water and Sewer Utilities

**Action:** (X) Ratifying (X) Authorizing (X) Amending

**Type of Service:** Change Order #1/Amend Resolution 7R12-a(S) adopted on July 20, 2021

**Purpose:** To execute Change Order #1 Process and Operational Upgrades at the Pequannock Water Treatment Plant - Contract 10-WS2020.

**Entity Name:** Spectraserv, Inc.

**Entity Address:** 75 Jacobus Avenue, Kearny, New Jersey 07032

**Contract Amount:** Not to exceed \$20,146,075.07

**Funding Source:** Capital Budget/Department of Water and Sewer Utilities Utilities/NW041-21W-21W00-94710-B2021

**Contract Period:** 690 calendar days to final completion from the date of a written Notice to Proceed

**Contract Basis:** (X) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS

(X) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ

( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a

**Additional Information:**

Resolution 7R12-a(S) adopted on July 20, 2021 awarded a contract in an amount not to exceed \$19,789,000.00 for a period of 560 calendar days from the date of a written Notice to Proceed.

Change Order #1 will increase the contract amount by \$357,075.07 for a new total contract amount not to exceed \$20,146,075.07, and increase the contract period by 130 calendar days for a new contract period of 690 calendar days from the date of the written Notice to Proceed.

**WHEREAS**, Resolution 7R12-a(S) adopted on July 20, 2021, authorized the award of Contract 10-WS2020, Process and Operational Upgrades at the Pequannock Water Treatment Plant, to Spectraserv, Inc 75 Jacobus Avenue, Kearny, New Jersey 07032, in the amount of \$19,789,000.00 for a period of (560) calendar days to final completion from the date of the written Notice to Proceed, in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

**WHEREAS**, during the course of the Project, the City of Newark (the "City") and Pequannock Water Treatment Plant personnel and operators identified adverse conditions and unreliability of the aging existing sludge transfer pumps and it was determined that additional work is needed to replace the sludge pumps and the required modifications for installation. Scope of work was then amended based on consultant, Kleinfelder letter dated August 30, 2022; and

**WHEREAS**, Contract 10-WS2020, is to be amended with an increase net amount of Three Hundred Fifty-Seven Thousand Seventy-Five Dollars and Seven Cents (\$357,075.07) and an additional (130) additional calendar days to final completion from the date of the issuance of a written Notice to Proceed;

**WHEREAS**, the Department of Water and Sewer Utilities wishes to enter into and execute a Contract Change Order #1 to Contract 10-WS2020, Process and Operational Upgrades at the

Pequannock Water Treatment Plant, with Spectraserv, Inc., 75 Jacobus Avenue, Kearny, New Jersey 07032, with an increase in the contract amount by Three Hundred Fifty-Seven Thousand Seventy-Five Dollars and Seven Cents (\$357,075.07) for a new contract amount of Twenty Million One Hundred Forty-Six Thousand Seventy-Five Dollars and Seven Cents (\$20,146,075.07) and extending the contract completion time by (130) calendar days to final completion from the date of the issuance of a written Notice to Proceed.

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

1. The Mayor of the City of Newark and/or his designee, the Director of the Department of Water and Sewer Utilities, is authorized to enter into and execute Contract Change Order #1 to Contract 10-WS2020, Process and Operational Upgrades at the Pequannock Water Treatment Plant with Spectraserv, Inc., 75 Jacobus Avenue, Kearny, New Jersey 07032, by increasing the contract amount by Three Hundred Fifty-Seven Thousand Seventy-Five Dollars and Seven Cents (\$357,075.07) bringing the final contract amount to Twenty Million One Hundred Forty-Six Thousand Seventy-Five Dollars and Seven Cents (\$20,146,075.07), and extending the contract completion time by (130) calendar days for a new completion period of (690) calendar days to final completion from the date of the issuance of a written Notice to Proceed.
2. Attached hereto is a Certification of Funds from the Chief Financial Officer, which states that funds in the amount of Three Hundred Fifty-Seven Thousand Seventy-Five Dollars and Seven Cents (\$357,075.07), are available in the Water and Sewer Utilities Capital Budget under Business Unit NW041, Department ID 21W, Division/Project 21W00, Account # 94710, Budget Ref. B2021 and which shall be filed along with the original Resolution in the Office of the City Clerk.
3. This Change Order is ratified from the date of the Contract Modification Proposal and Acceptance (Change Order #1) to the date of this authorizing Resolution.
4. A fully executed copy of the Change Order #1 shall be filed in the Office of the City Clerk by the Director of the Department of Water and Sewer Utilities.
5. A fully executed copy of the Change Order #1 shall be filed with the New Jersey Department of Environmental Protection (NJDEP) by the Director of the Department of Water and Sewer Utilities.
6. If required by State Law, the Acting City Clerk shall provide the appropriate notice of the award of this contract to the State Comptroller, no later than twenty (20) business days following such award, in accordance with N.J.S.A. 52:15C-10 and the Notice of the Office of the State Comptroller dated May 7, 2008.

**STATEMENT**

This Resolution ratifies, amends and authorizes the Mayor of the City of Newark and/or his designee, the Director of the Department of Water and Sewer Utilities, to enter into and execute

Contract Change Order #1 to Contract 10-WS2020, Process and Operational Upgrades at the Pequannock Water Treatment Plant with Spectraserv, Inc., 75 Jacobus Avenue, Kearny, New Jersey 07032, increasing the contract amount by \$357,075.07 for a total contract amount of \$20,146,075.07, and extending the contract completion time by (130) calendar days for a new completion period of (690) calendar days to final completion from the date of the issuance of a written Notice to Proceed.