



Legislation Text

File #: 20-1617, Version: 1

Dept/ Agency: Water and Sewer Utilities

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

Type of Service: Change Order #1/Amending Resolution 7R12-e(AS) adopted on March 24, 2020

Purpose: To execute Change Order #1 for Phase-9(A) Lead Service Line Replacement Contract 35-WS2024.

Entity Name: Roman E&G Corporation

Entity Address: 14 Ogden Street, Newark, New Jersey 07104

Contract Amount: Not to exceed \$6,663,950.00

Funding Source: 2019 Capital Budget/Department of Water and Sewer Utilities/Business Unit NW041, Department ID 19W, Project 19W00, Account #94710, Budget Ref. B2019

Contract Period: 280 calendar days to final completion from the date of the 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-e(AS) adopted on March 24, 2020 awarded a contract in an amount not to exceed \$5,875,490.00 for a period of 280 calendar days to final completion from the date of the written Notice to Proceed.

Change Order #1 will increase the original contract by \$788,460.00 for a new total contract amount not to exceed \$6,663,950.00, with no change to the contract completion period.

WHEREAS, Resolution 7R12-e(AS) adopted on March 24, 2020, authorized the award of Contract 35-WS2024, Phase-9(A) Lead Service Line Replacement, to Roman E&G Corporation, 14 Ogden Street, Newark, New Jersey 07104, in the amount of \$5,875,490.00 for a period of 280 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, additional lead services were identified by the Department of Water and Sewer Utilities as candidates for replacements, and determined as prudent to be undertaken under Contract 35-WS2024, which necessitated increasing estimated item quantities included in the contract for the net amount of \$788,460.00 to complete the project; and

WHEREAS, the Contract 35-WS2024, therefore, is to be amended with a net amount of \$788,460.00 to be added to the total contract amount; and

WHEREAS, the Department of Water and Sewer Utilities, wishes to execute Change Order #1 to Contract 35-WS2024, Phase-9(A) Lead Service Line Replacement, with Roman E&G Corporation, 14 Ogden Street, Newark, New Jersey 07104, increasing the contract by \$788,460.00, bringing the total contract amount not to exceed \$6,663,950.00 and with no change in contract

completion time; and

WHEREAS, the Municipal Council adopted the Contractor Pay-to-Play Reform Ordinance, R.O. 2:4-22C, which forbids the award of a contract of a Business Entity, as defined therein, which has made or solicited political contributions to Newark Municipal Candidates, office holders having ultimate responsibility for the award of a contract; candidate committees of the aforementioned candidates, and political or political party committees of the City of Newark or County of Essex; and continuing political committees or political action committees regularly engaged in the support of the City of Newark municipal or County of Essex elections; and certain other political party or candidate committees, in excess of certain thresholds.

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

1. The Municipal Council hereby authorizes the Mayor and/or his designee, the Director of the Department of Water and Sewer Utilities, to execute Change Order #1 to Contract 35-WS2024, Phase-9(A) Lead Service Line Replacement, with Roman E&G Corporation, 14 Ogden Street, Newark, New Jersey 07104, increasing the contract by \$788,460.00, bringing the total contract amount not to exceed \$6,663,950.00 and with no change in contract completion time.
2. Attached hereto is a Certification of Funds from the Chief Financial Officer, which states that funds in the amount of, \$788,460.00 are available in the Department of Water and Sewer Utilities Capital Budget under Business Unit NW041, Department ID 19W, Project 19W00, Account 94710, Budget Ref. B2019 and which shall be filed along with the original resolution in the Office of the City Clerk.
3. The Director of the Department of Water and Sewer Utilities shall file a fully executed copy of the Change Order #1 in the Office of the City Clerk.
4. The Director of the Department of Water and Sewer Utilities shall file a fully executed copy of the Change Order #1 with the New Jersey Department of Environmental Protection (NJDEP).
5. This contract was solicited and awarded pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and is in compliance with the City's Contractor Pay-to-Play Reform Ordinance, R.O. 2:4-22C.
6. If required by State Law, the 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 authorizes the Mayor and/or his designee, the Director of the Department of Water and Sewer Utilities, to execute Change Order #1 to Contract 35-WS2024, Phase-9(A) Lead Service Line Replacement, with Roman E&G Corporation, 14 Ogden Street, Newark, New Jersey 07104, increasing the contract by \$788,460.00, bringing the total contract amount not to exceed

\$6,663,950.00 and with no change in contract completion time.