



## Legislation Details (With Text)

**File #:** 13-0227      **Version:** 1      **Name:** Contract 13-2011 Ammendment #1 Change Order for Remediation & Demolition at Hayes Park East (608-630 Ferry Street, Newark, NJ)

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

**File created:** 2/5/2013      **In control:** Engineering

**On agenda:** 4/17/2013      **Final action:** 4/17/2013

**Title:** Dept/ Agency: Engineering  
Action: ( X ) Ratifying (X) Authorizing ( X ) Amending  
Type of Service: Change Order/Amend Resolution 7R4-e (AS) March 7, 2012  
Purpose: Change Order - Reducing Contract Amount - (\$36,907.51)  
Entity Name: EQ Northeast, Inc.  
Entity Address: 185 Industrial Road, Wrentham, Massachusetts 02093  
Contract Amount: \$1,206,279.49  
Funding Source: City of Newark/Engineering/Administration/Green Acres Funds  
Contract Period: May 21, 2012 through May 20, 2013  
Contract Basis: ( ) Bid ( ) State Vendor ( ) Prof. Ser. ( ) EUS  
( ) Fair & Open ( ) No Reportable Contributions ( ) RFP ( ) RFQ  
( ) Private Sale ( ) Grant ( ) Sub-recipient ( ) n/a  
Additional Information:  
Contract #13-2011 Remediation & Demolition at Hayes Park East (608-630 Ferry Street, Newark, New Jersey 07105)  
Original contract amount was \$1,243,187.00

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### Code sections:

Date	Ver.	Action By	Action	Result
4/17/2013	1	Municipal Council	Adopt	Pass

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### Additional Information:

Contract #13-2011 Remediation & Demolition at Hayes Park East (608-630 Ferry Street, Newark, New Jersey 07105)

Original contract amount was \$1,243,187.00

**WHEREAS,** Resolution 7R4-e (AS) adopted March 7, 2012, authorized the Director of the Department of

Engineering to execute Contract #13-2011 Remediation and Demolition at Hayes Park East (608-630 Ferry Street), Newark, New Jersey 07105, with EQ Northeast, Inc., 185 Industrial Road, Wrentham, Massachusetts 02093, for the total not to exceed amount of \$1,243,187.00; and

**WHEREAS**, a 'Notice to Proceed' was issued dated May 21, 2012, specifying May 21, 2012 as the effective date and ending on May 20, 2013; and

**WHEREAS**, subsequent to the award of the contract, EQ Northeast, Inc. performed their contract obligations, finishing ahead of schedule (08/10/12); and

**WHEREAS**, due to a field change in contract performance, the total sum of the services invoiced or to be invoiced to the City of Newark was \$36,907.51 less than the total sum of the contract that was awarded, thereby necessitating a change order to reduce the total sum of the contract from \$1,243,187.00 to \$1,206,279.49, as specified in Change Order #1 ("Attachment A"); and

**WHEREAS**, the Director of the Department of Engineering requests authority to execute Change Order 1/ Amendment #1 Contract #13-2011 Remediation and Demolition at Hayes Park East (608-630 Ferry Street), Newark, New Jersey 07105.

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

1. The Mayor and/or his designee and the Director of Engineering are hereby authorized to execute Change Order 1/Amendment #1 to Contract #13-2011 Remediation and Demolition at Hayes Park East (608-630 Ferry Street), Newark, New Jersey with EQ Northeast, Inc., 185 Industrial Road, Wrentham, Massachusetts 02093, reducing the contract amount by \$36,907.51, thereby amending the total contract amount from \$1,243,187.00 to \$1,206,279.49.
2. All other terms and conditions of Contract #13-2011 Remediation and Demolition at Hayes Park East (608-630 Ferry Street), Newark, New Jersey 07105, shall apply and remain in full force and effect.
3. A fully executed copy of Amendment/Change Order #1 to Contract #13-2011 Remediation and Demolition at Hayes Park East (608-630 Ferry Street), Newark, New Jersey 07105, shall be filed in the Office of the City Clerk by the Director of the Department of Engineering.
4. No further amendments or modifications to this amended contract shall be permitted without prior Municipal Council approval.
5. There shall be no advance payments made against this contract in accordance with N.J.A.C. 40A:5-16

**STATEMENT**

This resolution authorizes the Mayor and/or his designee and the Director of Engineering to execute Change Order 1/Amendment #1 to Contract #13-2011 Remediation and Demolition at Hayes Park East (608-630 Ferry Street), Newark, New Jersey 07105, with EQ Northeast, Inc., 185 Industrial Road, Wrentham, Massachusetts 02093, reducing the total contract amount by \$36,907.51, thereby amending the total contract amount from \$1,243,187.00 to \$1,206,279.49.

