



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

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**File #:** 12-1972, **Version:** 1

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**Dept/ Agency:** Engineering

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

**Type of Service:** Renovation of the Ironbound Hockey Rink (226 Rome Street), Newark, New Jersey

**Purpose:** Change Orders Nos. 1 4, 6, 11-12, and 14-18/Contract Amendment #1

**Entity Name:** ARCO Construction Group

**Entity Address:** 22-24 S. Seventh Street, Elizabeth, New Jersey 07202

**Contract Amount:** Increase Contract Amount by \$79,583.32 from \$402,434.32 to \$482,017.64

**Funding Source:** **City of Newark/Engineering Budget**

**Contract Period:** Commencing on June 17, 2012 terminating on June 16, 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 #01-2012

WHEREAS, Resolution 7R4-e050212 adopted May 2, 2012, authorized the Director of the Department of Engineering to execute Contract #01-2012 Renovation of the Ironbound Hockey Rink (226 Rome Street), Newark, New Jersey, with ARCO Construction Group, 22-24 S. Seventh Street, Elizabeth, New Jersey 07202, for the total not to exceed amount of \$402,424.32; and

WHEREAS, a 'Notice to Proceed' was issued on June 17, 2012, specifying June 17, 2012 as the commencement date of the contract and termination on June 16, 2013; and

WHEREAS, subsequent to the award of the contract, additional work and materials were needed due to unforeseen circumstances discovered after the contract was awarded and some of the interior demolition work had begun, for example, (a) restroom fixtures needed to be replaced due to decayed piping (b) the score board, which was to be repaired was deemed in need of replacement, (c) shelving, flooring, and tile replacement was deemed to be necessary because of undiscovered deterioration (d) certain doors needed to be replaced for design and functionality reasons and, (e) additional debris removal expense necessitated by the work; and

WHEREAS, ARCO Construction Group, 22-24 S. Seventh Street, Elizabeth, New Jersey 07202, issued Change Orders No. 1, 4,6,11-12,and 14-18), which the Director of the Department of Engineering has approved, deemed necessary to complete the project in a timely fashion and has certified are in compliance with the procedures set forth in N.J.A.C. 5:30-11.3, which if approved by Municipal Council will increase the total amount of the contract by \$79,583.32; ; and

WHEREAS, the Director of the Department of Engineering requests authority to execute Change Orders Nos. 1 4,6,11-12,and 14-18/Amendment #1, Contract #01-2012, Renovation of the Ironbound Hockey Rink (226 Rome Street), Newark, New Jersey, which will increase the contract amount from

an amount not to exceed \$402,434.32 to \$482,017.64.

**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 Nos.1,4,6,11-12,and 14-18/Amendment #1 to Contract #01-2012, Renovation of the Ironbound Hockey Rink (226 Rome Street), Newark, New Jersey, , in the amount of \$79,583.32, which will increase the contract amount from an amount not to exceed \$402,434.32 to \$482,017.64, with ARCO Construction Group, 22-24 S. Seventh Street, Elizabeth, New Jersey 07202.
2. The Municipal Council hereby ratifies the approval of Change Orders Nos. 1,4,6,11-12,and 14-18/Amendment #1 to Contract #01-2012 from June 17, 2012 to the date of the adoption of this resolution.
3. All other terms and conditions of Contract #01-2012, Renovation of the Ironbound Hockey Rink (226 Rome Street), Newark, New Jersey, shall apply and remain in full force and effect for the term of contract.
4. A fully executed copy of Amendment #1 to Contract #01-2012, Renovation of the Ironbound Hockey Rink (226 Rome Street), Newark, New Jersey,, shall be filed in the Office of the City Clerk by the Director of the Department of Engineering.
5. No further amendments or modifications to this amended contract shall be permitted without prior Municipal Council approval.
6. There shall be no advance payments made against this contract in accordance with N.J.A.C. 40A:5-16.
7. Attached hereto is a certification of funds issued by the Chief Financial Officer, City of Newark, which states that there are available sufficient legally appropriated funds in the amount of \$ 79,583.32 for the purpose set forth hereinabove. Copies of the certification of funds issued will be filed in the Office of the City Clerk by the Director of Engineering or his designee. Funds for this Change Order/Amendment shall be from Fund: 045, Dept. : 007, Account: 94710, Budget Year: B2007 / \$58,277.35- Fund: 027, Dept. : A06, Account: 72090 Budget Year: B2006 / \$4,336.97 - Fund: 027, Dept. : A07, Account: 72090, Budget Year: B2007 / \$16,969.00.

**STATEMENT**

This resolution authorizes the Mayor and/or his designee and the Director of Engineering, to execute Change Orders Nos. 1,4,6,11-12,and 14-18/Amendment #1 to Contract #01-2012, Renovation of the Ironbound Hockey Rink (226 Rome Street), Newark, New Jersey,, in the amount of \$79,583.32, which will increase the contract amount from an amount not to exceed \$402,434.32 to \$482,017.64, with ARCO Construction Group, 22-24 S. Seventh Street, Elizabeth, New Jersey 07202..

