



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

File #: 22-0731, Version: 1

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

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

**Type of Service:** Final Quantities Change Order #2/Amend Resolution# 7R12-e(AS) adopted on March 24, 2020 and 7R12-f(AS) adopted on December 29, 2020

**Purpose:** To execute Contract Close-out Change Order #2 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 \$6,663,948.93

**Funding Source:** Capital Budget/Department of Water and Sewer Utilities

**Contract Period:** 536 calendar days from the date of the written Notice to Proceed to final completion

**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.

Resolution 7R12-f(AS) adopted on December 29, 2020 authorized Change Order #1, which 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.

Contract Close-out Change Order #2 will reduce the contract amount by \$1.07 for a new total contract amount not to exceed \$6,663,948.93 and increase the contract period by 256 calendar days for a new completion period of 536 calendar days from the date of the written Notice to Proceed to final completion.

**WHEREAS**, 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**, Resolution 7R12-f(AS) adopted on December 29, 2020, authorized Change Order #1 to Contract 35-WS2024 with Roman E&G Corporation, for an increased amount of \$788,460.00 for a new total contract amount not to exceed \$6,663,950.00 with no extension on final completion from issuance of the Notice to Proceed; and

**WHEREAS**, the Contract 35-WS2024 was completed with a net reduction of \$1.07 due to final

quantity adjustments and an additional (256) additional calendar days to final completion from the date of the issuance of a written Notice to Proceed; and

**WHEREAS**, the Department of Water and Sewer Utilities, wishes to enter into and execute a Contract Close-out Change Order #2 to Contract 35-WS2024, Phase-9(A) Lead Service Line Replacement with Roman E&G Corporation, 14 Ogden Street, Newark, New Jersey 07104, with a reduction in the contract amount by \$1.07 for a total contract amount of \$6,663.948.93, and extending the contract completion time by (536) 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, to enter into and execute Contract Close-out Change Order #2 to Contract 35-WS2024, Phase-9(A) Lead Service Line Replacement with Roman E&G Corporation, 14 Ogden Street, Newark, New Jersey 07104, reducing the contract amount by \$1.07 bringing the final contract amount to \$6,663.948.93, and extending the contract completion time by (256) calendar days for a new completion period of (536) calendar days to final completion from the date of the issuance of a written Notice to Proceed.
2. Funds for this contract previously certified and encumbered in support of Resolution 7R12-f(AS) adopted on December 29, 2020 remain available from the Water Capital Account, until completion and close-out of the contract.
3. This Change Order is ratified from the date of the Contract Modification Proposal and Acceptance (Close-out Change Order #2) to the date of this authorizing Resolution.
4. A fully executed copy of the Closeout Change Order #2 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 Close-out Change Order #2 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 Close-out Change Order #2 to Contract 35-WS2024, Phase-9(A) Lead Service Line

Replacement with Roman E&G Corporation, 14 Ogden Street, Newark, New Jersey 07104, reducing the contract amount by \$1.07 for a total contract amount of \$6,663.948.93, and extending the contract completion time by (256) calendar days for a new completion period of (536) calendar days from the date of the Contract Modification Proposal and Acceptance (Close-out Change Order #2).