

# County of Passaic

## Board of County Commissioners



### OFFICE OF COUNTY COMMISSIONERS

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Louis E. Imhof  
Clerk Of The Board

Date: Jan 21, 2025 - 5:30 PM

Agenda: RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 TO JOHN O' HARA COMPANY FOR TUNNEL REPAIR AT THE COURT HOUSE ANNEX IN THE CITY OF PATERSON, PER BID C-24-010, PURSUANT TO N.J.A.C. 5:30-11.3, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:  
CULTURAL AND HISTORIC AFFAIRS

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REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

<b>Official Resolution#</b>	
Meeting Date	1/21/2025
Introduced Date	1/16/2025
Adopted Date	
Agenda Item	41.
CAF#	C-04-55-182-002-903
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

**RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 TO JOHN O' HARA COMPANY FOR TUNNEL REPAIR AT THE COURT HOUSE ANNEX IN THE CITY OF PATERSON, PER BID C-24-010, PURSUANT TO N.J.A.C. 5:30-11.3, ET SEQ.**

**WHEREAS**, the County of Passaic (hereafter "County") is a government body incorporated pursuant to N.J.S.A. 40:18-1, et seq. and vested with all rights contained therein; and

**WHEREAS**, pursuant to N.J.S.A. 40:20-1, the Board of County Commissioners for the County of Passaic (hereafter "Board") is vested with decision making powers on behalf of the County; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-4, et seq., every contract awarded by the County, for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold [40A:11-3], shall be awarded only by resolution of the Board to the lowest responsible bidder after public advertising for bids and bidding thereof; and

**WHEREAS**, on April 1, 2024, the County's Purchasing Agent issued C-24-010 (hereafter "C-24-010") seeking qualified bidders for the Tunnel Roof Replacement and Repair of the Passaic County Courthouse Annex; and

**WHEREAS**, On May 21, 2024, the Board passed Resolution No R-24-441, authorizing an award of contract to John O'Hara Company, the lowest responsible bidder under C-24-010, in an amount not to exceed two hundred seventy-five thousand dollars (\$275,000.00); and

**WHEREAS**, pursuant to N.J.A.C. 5:30-11.3, et seq. the Board can authorize, permit, or accept change orders for work performed, services rendered, materials, supplies, or equipment delivered or provided pursuant to the conditions as set forth therein; and

**WHEREAS**, the Director of the Department of Cultural & Historic Affairs is recommending that Change Order No. 1 be authorized for a net addition to the contract for the project under C-24-010 in the amount of twenty thousand dollars (\$20,000.00) for an allowance to excavate and make repairs to whatever is discovered causing the reoccurring leaks and drainage of water into the tunnel between the Court House and Court House Annex, for a new award amount, as a result of the increase, in the amount of two hundred ninety-five thousand dollars (\$295,000.00); and

**WHEREAS**, funds are available in Account No. C-04-55-182-002-903, or any other account that may be deemed appropriate by the Chief Financial Officer or his designee, and the availability of funds has been contingently certified by the Chief Financial Officer subject to sufficient funds being appropriated by the Board in the 2024 and/or subsequent years' County budget(s), which is attached to and made part of this Resolution; and

**WHEREAS**, this matter was discussed via email on December 20, 2024, by the Public Works Committee and is being recommended to the Board for approval.

**NOW, THEREFORE, LET IT BE RESOLVED**, pursuant to N.J.A.C. 5:30-11.3 et seq. the Board of County Commissioners of the County of Passaic hereby authorizes Change Order No. 1 for the contract with John O' Hara Company under C-24-010, in the increased amount of twenty thousand dollars (\$20,000.00), with a new award amount, as a result of the increase, in an amount not to exceed two hundred ninety-five thousand dollars (\$295,000.00), as recommended by the Director of Cultural & Historic Affairs.

**LET IT BE FURTHER RESOLVED**, that the Director of the Department of Cultural & Historic Affairs is authorized and directed to comply with all of the general requirements for change orders as set forth in N.J.A.C. 5:30-11.3, et seq.