

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

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Date: Jun 23, 2026 - 5:30 PM

Agenda: RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 TO CMS CONSTRUCTION, INC., FOR THE REPLACEMENT OF THE LOWER NOTCH ROAD CULVERT NO. 1600-214 OVER GREAT NOTCH BROOK IN THE BOROUGH OF WOODLAND PARK, PER BID C-25-003, PURSUANT TO N.J.A.C. 5:30-11.3, ET SEQ.

THIS RESOLUTION WAS REQUESTED BY:
ENGINEERING

REVIEWED BY:

Matthew P. Jordan, Esq.
COUNTY ADMINISTRATOR

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.
COUNTY COUNSEL

Public Works

COMMITTEE NAME

Official Resolution#	
Meeting Date	6/23/2026
Introduced Date	6/12/2026
Adopted Date	
Agenda Item	30.
CAF#	G-01-45-700-024-911
Purchase Req. #	
Result	

RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 TO CMS CONSTRUCTION, INC., FOR THE REPLACEMENT OF THE LOWER NOTCH ROAD CULVERT NO. 1600-214 OVER GREAT NOTCH BROOK IN THE BOROUGH OF WOODLAND PARK, PER BID C-25-003, PURSUANT TO N.J.A.C. 5:30-11.3, ET SEQ.

WHEREAS, the County of Passaic (hereafter “County”) is a body politic and corporate pursuant to N.J.S.A. 40:18-1 and vested with all rights contained therein; and

WHEREAS, pursuant to N.J.S.A. 40:20-1 the Board of County Commissioners of the County of Passaic (hereafter “Board”) is vested with managing the property, finances, and affairs 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, 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 February 12, 2025, the Purchasing Agent issued Replacement of Culvert No. 1600-214 Lower Notch Road over Great Notch Brook, Bid No. C-25-003 (hereafter “C-25-003”), seeking sealed proposals from qualified bidders for the full replacement of the existing steel multiple beam bridge with a precast reinforced concrete box culvert and other ancillary work in the Borough of Woodland Park; and

WHEREAS, on March 25, 2025, the Board passed Resolution No. R-25-0258, authorizing an award of contract to CMS Construction, Inc., the lowest responsible bidder under C-25-003, in an amount not to exceed eight hundred sixteen thousand seven hundred five dollars and forty cents (\$816,705.40); 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 Passaic County Engineer is recommending that Change Order No. 1 be authorized for a net deduction to the contract under C-25-003 in the amount of one hundred fifty-one thousand eight hundred forty dollars and eighty-three cents (\$151,840.83) due to the additions and deletions of as-built quantities needed to complete this project, with a new total contract amount, as a result of the decrease, of six hundred sixty-four thousand eight hundred sixty-four dollars and fifty-seven cents (\$664,864.57); and

WHEREAS, this project is being funded through the Fiscal Year 2024 County Aid Grant from the New Jersey Department of Transportation; and

WHEREAS, this matter was discussed at the June 10, 2026 meeting of 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., that the Passaic County Board of County Commissioners hereby authorizes Change Order No. 1 to CMS Construction, Inc., for the Replacement of the Lower Notch Road Culvert No. 1600-214 over Great Notch Brook in the Borough of Woodland Park, for a net deduction of one hundred fifty-one thousand eight hundred forty dollars and eighty-three cents (\$151,840.83), with a new total contract amount, as a result of the decrease, of six hundred sixty-four thousand eight hundred sixty-four dollars and fifty-seven cents (\$664,864.57); and

LET IT BE FURTHER RESOLVED, that this Change Order is subject to concurring approval from the New Jersey Department of Transportation; and

LET IT BE FURTHER RESOLVED, that the County Engineer 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.; and

LET IT BE FURTHER RESOLVED, that the Clerk to the Board, County Counsel, and the Director of the Board are authorized to take any other steps necessary to carry out the purpose of this Resolution.

KJB

June 23, 2026