

County of Passaic

Board of County Commissioners



OFFICE OF COUNTY COMMISSIONERS

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Date: Apr 09, 2024 - 5:30 PM

Agenda: RESOLUTION AUTHORIZING CHANGE ORDER NO. 5 TO NEW PRINCE CONCRETE CONSTRUCTION COMPANY FOR THE RECONSTRUCTION OF PATERSON HAMBURG TURNPIKE AND ALPS ROAD INTERSECTION IN THE TOWNSHIP OF WAYNE, PER BID C-21-019, PURSUANT TO N.J.A.C. 5:30-11.3

THIS RESOLUTION WAS REQUESTED BY:
ENGINEERING

REVIEWED BY:

Matthew P. Jordan, Esq.

APPROVED AS TO FORM AND LEGALITY:

Nadege D. Allwaters, Esq.

Official Resolution#	
Meeting Date	4/9/2024
Introduced Date	4/2/2024
Adopted Date	
Agenda Item	52.
CAF#	G-01-45-700-021-911
Purchase Req. #	
Result	

Public Works

COMMITTEE NAME

RESOLUTION AUTHORIZING CHANGE ORDER NO. 5 TO NEW PRINCE CONCRETE CONSTRUCTION COMPANY FOR THE RECONSTRUCTION OF PATERSON HAMBURG TURNPIKE AND ALPS ROAD INTERSECTION IN THE TOWNSHIP OF WAYNE, PER BID C-21-019, PURSUANT TO N.J.A.C. 5:30-11.3

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, on February 8, 2022, the Board approved Resolution No. R-22-0093 awarding a contract to New Prince Concrete Construction for the Reconstruction of the Paterson Hamburg Turnpike and Alps Road Intersection, in the Township of Wayne (hereafter “Project”) with a contract award amount of five million four hundred forty thousand three hundred ninety-five dollars and eighty-four cents (\$5,440,395.84); 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, in compliance with N.J.A.C. 5:30-11.3 et seq., the Board has approved the following change orders for the Project to date:

CHANGE ORDER	AMOUNT	ADJUSTED CONTRACT	RESOLUTION
Change Order No. 1	\$281,325.10	\$5,721,720.94	R-22-1045
Change Order No. 2	\$233,887.70	\$5,955,608.64	R-23-0577
Change Order No. 3	\$201,639.30	\$6,157,247.94	R-23-0996
Change Order No. 4	\$117,512.58	\$6,274,760.52	R-24-0178

WHEREAS, the Passaic County Engineer is recommending that Change Order No. 5 be authorized for a net addition to the contract for the Project in an amount not to exceed eighty thousand sixty-one dollars and eighty cents (\$80,061.80) due to additional law enforcement personnel required to complete the Project, which will result in an increase of the original contract to six million, three hundred fifty-four thousand eight hundred twenty-two dollars and thirty-two cents (\$6,354,822.32); and

WHEREAS, the majority of the construction award is being funded by the New Jersey Department of Transportation County Aid 2019 and 2020 grants; and

WHEREAS, funds are available in Account No. G-01-45-700-021-911 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 at the March 27, 2024, 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., the Board of County Commissioners of the County of Passaic hereby approves Change Order No. 5, in an amount not to exceed eighty thousand sixty-one dollars and eighty cents (\$80,061.80) with a new total contract award in the amount of six million, three hundred fifty-four thousand eight hundred twenty-two dollars and thirty-two cents (\$6,354,822.32) to New Prince Concrete Construction Company for the Reconstruction of the Paterson Hamburg Turnpike and Alps Road Intersection, in the Township of Wayne, as recommended by the County Engineer.

LET IT BE FURTHER RESOLVED, that the County Engineer is authorized and directed to comply with all of the general requirements for a change order as set forth in N.J.A.C. 5:30-11.3, et seq.

LET IT BE FURTHER RESOLVED, that the Clerk of the Board, County Counsel, County

Engineer, and Director of Board of County Commissioners are authorized to execute an agreement, Change Order, NJDOT form, or take any other action necessary to carry out the purpose of this Resolution.

KJB

April 9, 2024