

RESOLUTION # 23-042

PASSAIC VALLEY WATER COMMISSION

**RESOLUTION FOR BUDGET AMENDMENT TO SHARED SERVICES AGREEMENT WITH
PASSAIC COUNTY FOR THE ELIMINATION OF THE STORM SEWER ENCROACHMENT
AT PVWC'S 51-INCH TRANSMISSION MAIN ON VALLEY ROAD AT ROBIN HOOD
ROAD, CLIFTON, NEW JERSEY**

DATE OF ADOPTION: MARCH 22, 2023

Introduced by Commissioner: **JOSEPH KOLODZIEJ**

Seconded by Commissioner: **CARMEN DE PADUA**

WHEREAS, the Passaic Valley Water Commission (PVWC) entered into an agreement with the County of Passaic (herein "the County"), adopted by the Board on October 13, 2021 under Resolution No. 21-91, to eliminate the encroachment of the County's 30-inch storm sewer and manhole chamber at PVWC's 51-inch transmission main on Valley Road at Robin Hood Road, City of Clifton, Passaic County; and

WHEREAS, PVWC hereby agreed to pay the County for 50% of all costs associated with the elimination of the storm sewer encroachment from PVWC's transmission main, which terms are set forth in the form of agreement (the "Agreement"), with PVWC's share not to exceed \$100,000.00; and

WHEREAS, Passaic County has submitted a Change Order No. 1 dated May 10, 2022 requesting reimbursement for additional work required to complete project due to encountering unforeseen conditions and including additional traffic control services, supporting PVWC's 51-inch transmission main during construction and performing extra rock removal; and

WHEREAS, a copy of Change Order No. 1, including a detailed description of the said additional work, is attached hereto and made a part hereof as **Exhibit A**; and

WHEREAS, proposed Change Order No. 1 further increases PVWC's 50% share by an additional \$13,354.59 which brings the PVWC's total share to \$113,354.59; and

WHEREAS, the Director of Engineering has reviewed Change Order No. 1 and found it to be reasonable, considering the nature and scope of additional Work involved, and has recommended that the additional costs related thereto, be approved; and

NOW, THEREFORE, BE IT RESOLVED, by Passaic Valley Water Commission, in the County of Passaic, New Jersey:

1. That PVWC hereby approves Change Order No. 1 for the Project as set forth hereinabove; and
2. That the appropriate officials of PVWC, and such other officers, employees and officials of PVWC, on behalf of PVWC, are hereby authorized to execute and enter into the said Amendment to the Agreement, and to perform such other acts and

execute such documents as are necessary to implement the terms and intentions of this Resolution; and

3. That this matter shall be advertised as required by New Jersey law, in accordance with an appropriate form of notice, and a copy of this Resolution and Agreement shall be placed on file and made available for inspection at the office of the Administrative Secretary of Passaic Valley Water Commission.

* Out of Room

RECORD OF COMMISSION VOTE ON FINAL PASSAGE

	AYE	NAY	ABSTAIN	ABSENT
SANCHEZ, R.*	—	—	—	—
COTTON, R.	X	—	—	—
DEPADUA, C.	X	—	—	—
KOLODZIEJ, J.	X	—	—	—
LEVINE, J.	X	—	—	—
VAN RENSALIER, R.*	—	—	—	—
FRIEND, G.	X	—	—	—

Adopted at a meeting of Passaic Valley Water Commission.


President
GERALD FRIEND


Secretary
RUBY N. COTTON

This Resolution, when adopted, must remain in the custody of the Administrative Secretary.

CERTIFICATION

I, LOUIS AMODIO, Administrative Secretary of the Passaic Valley Water Commission in the County of Passaic, and the State of New Jersey do hereby certify that the foregoing Resolution is a true copy thereof of the foregoing Resolution duly passed and adopted by a majority of a legal quorum of the full membership of the Passaic Valley Water Commission at its duly noticed and convened meeting of the said Commission on March 22, 2023.


LOUIS AMODIO
Administrative Secretary

EXHIBIT A

COUNTY OF PASSAIC

DEPARTMENT OF PUBLIC WORKS
ENGINEERING DIVISION
401 GRAND STREET
PATERSON, NEW JERSEY 07505

CHANGE ORDER No. 1 & FINAL

DATE: May 10, 2022

PROJECT TITLE:

On-Call Drainage Projects
Period January 1, 2020 to December 31, 2021
2021 Phase 1

LOCATION: Valley Road, Clifton

OWNER: PASSAIC COUNTY BOARD OF CHOSEN FREEHOLDERS

CONTRACTOR: On Line Contracting, Inc.

It is hereby mutually agreed that when this Change Order has been signed by the contracting parties the following described changes in work required by the contract shall be executed by the Contractor without changing the terms of the contract except as herein stipulated and agreed:

1. DESCRIPTION AND VALUE OF CHANGE

ITEM No.	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
DEDUCT - FINAL CONTRACT ADJUSTMENTS					
6	DENSE GRADED AGGREGATE (DGA)	(25.53)	CY	\$50.00	(\$1,276.50)
13	REPLACEMENT CONCRETE ROAD BASE	(1.25)	CY	\$680.00	(\$850.00)
14	TEMPORARY COLD PATCH ASPHALT	(14)	BAG	\$20.00	(\$280.00)
15	HMA BASE COURSE 19M64	(7.18)	TN	\$158.00	(\$1,134.44)
18	UNIFORMED POLICE TRAFFIC DIRECTORS	(0.6106)	LS	\$32,000.00	(\$19,538.04)
TOTAL DEDUCTIONS					(\$23,078.98)
ADD - FINAL CONTRACT ADJUSTMENTS					
9	PIPE BEDDING	10.89	CY	\$50.00	\$544.50
12	FLOWABLE FILL	10	CY	\$280.00	\$2,800.00
16	HMA TOP COURSE, 9.5M64	6.61	TON	\$165.00	\$1,090.65
17	ROCK REMOVAL	34.84	CY	\$300.00	\$10,452.00
TOTAL ADDITIONS					\$14,887.15
ADD - SUPPLEMENTAL ITEMS					
S-01	ADDITIONAL TRAFFIC CONTROL SERVICES	1	LS	\$9,525.00	\$9,525.00
S-02	SUPPLEMENTAL PAVING TO TEMPORARILY WIDEN VALLEY ROAD	1	LS	\$2,200.00	\$2,200.00
S-03	REMOVAL OF ADDITIONAL DRAINAGE STRUCTURE COMPONENTS	1	LS	\$14,000.00	\$14,000.00
S-04	ADDITIONAL DEWATERING FOR HIGH GROUNDWATER TABLE	1	LS	\$1,750.00	\$1,750.00
S-05	TEMPORARY WATER MAIN SUPPORT AS DIRECTED BY PVWC	1	LS	\$6,000.00	\$6,000.00
S-06	REMOVAL OF ADDITIONAL CONCRETE FROM NJDOT PROJECT	1	LS	\$1,600.00	\$1,600.00
S-07	RELAYING OF DRAINAGE PIPE PER PVWC DIRECTION	1	LS	\$1,600.00	\$1,600.00
TOTAL ADDITIONS					\$36,675.00
NET CHANGE ORDER (ADDITION)					\$28,483.17

1. DESCRIPTION AND VALUE OF CHANGE (Cont.)

ADDITION TO THE AMOUNT OF CONTRACT.....		\$28,483.17
ORIGINAL COMPLETION DATE.....	N/A	
ADD TO OR DEDUCT FROM - THE PRESENT CONTRACT TIME.....	0	
NEW DATE FOR COMPLETION IS.....	N/A	

2. REASON FOR CHANGE

Final field quantity adjustments, including supplemental pay items.

3. STATEMENT OF CONTRACT AMOUNT

ORIGINAL CONTRACT AMOUNT	\$198,226.00
PREVIOUS ADDITIONS	\$0.00
TOTAL	\$198,226.00
PREVIOUS DEDUCTIONS	\$0.00
NET PRIOR TO THIS CHANGE	\$198,226.00
AMOUNT OF THIS CHANGE	ADD. \$28,483.17
CONTRACT AMOUNT TO DATE	\$226,709.17

CONTRACTOR'S PROPOSAL FOR THE ABOVE DESCRIBED CHANGES:

I/We hereby agree to the modifications of the contract as described above and agree to furnish all materials, equipment, and labor to perform all work in connection therewith in accordance with the requirements for similar work in the existing contract except as otherwise stipulated therein for the above consideration.

I/We hereby release the County of Passaic, the Board of County Commissioners, their agents, officers and employees from any claims and liability of whatsoever nature for anything done or furnished or in any manner growing out of the performance of the work.

CONTRACTOR - On Line Contracting, Inc.

SIGNATURE _____ DATE _____

You are hereby authorized to supply all labor, equipment, and material for the above change as provided under the terms of your contract; all to be in accordance with the plans and specifications and modifications thereof. Your Contract is increased or decreased by the amount given above which is agreed upon.

Reviewed By and Prepared By: _____ Date: _____
(County Inspector)

Reviewed By and Recommended
for Processing By: _____ Date: _____
(Project Engineer)

Recommend for Approval By: _____ Date: _____
(County Engineer)

ACCEPTED BY: BOARD OF COUNTY COMMISSIONERS OF PASSAIC COUNTY

SIGNATURE: _____ Date: _____
Bruce James, Director