

**RESOLUTION NO. 23-068**

**PASSAIC VALLEY WATER COMMISSION**

**RESOLUTION FOR BUDGET AMENDMENT, CHANGER ORDER NO. 1 FOR 16-INCH  
WATER MAIN RELOCATION ON BRIDGE AT THE ARCTRUST PROPERTY ON VACATED  
HEPBURN ROAD, CLIFTON**

**DATE OF ADOPTION: MAY 24, 2023**

Introduced by Commissioner: **JOSEPH KOLODZIEJ**

Seconded by Commissioner: **JEFF LEVINE**

**WHEREAS**, PVWC discovered a leak on the 16-inch transmission main on the storm-damaged bridge over the Third River on the vacated Hepburn Road, Clifton at the ArcTrust property during the fourth quarter of 2018; and

**WHEREAS**, the owner of the private bridge from ArcTrust Properties ("ArcTrust") was required to hire a consulting firm to design and obtain all required NJDEP permitting to replace the storm-damaged bridge in 2019; and

**WHEREAS**, PVWC hired Maser Consulting ("Maser") to design for the relocation of the 16-inch water main onto the new proposed bridge; and

**WHEREAS**, ArcTrust hired Colonnelli Brothers, Inc. to demolish the damaged bridge and install a prefabricated bridge within the same footprint in the first quarter of 2020, however construction did not commence until the fourth quarter of 2020 due to NJDEP permitting and fabrication issues; and

**WHEREAS**, PVWC requested three quotations in November 2020 to relocate the 16-inch main from the damaged bridge to be demolished to the new proposed bridge; and

**WHEREAS**, PVWC awarded the contract to the lowest responsible bidder, Colonnelli Brothers, Inc. ("Colonnelli") in the amount of \$43,999.00 and work was performed in the first quarter of 2021; and

**WHEREAS**, Proposed Change Order No. 1 is to cover additional expenses for unforeseen conditions which included making modifications to the new bridge structure to accommodate the relocated water main and restoration of the embankments of the Third River and restoration of Hepburn Road due to the accidental break on an abandoned hydrant branch line connected to PVWC's 34-inch main during construction due to a markout issue, with a total increase of \$32,664.50 (74.2% increase) which brings the total adjusted Contract Price up to \$76,662.75; and

**WHEREAS**, a copy of the Director of Engineering's memorandum dated May 18, 2023 recommending approval of the said changes to the Project is attached hereto and made a part hereof as **Exhibit A**; and

**WHEREAS,** PVWC’s Chief Financial Officer has certified, with respect hereto, that funds are currently available for said purpose and a copy of the said certification is attached hereto and made a part hereof as **Exhibit B**.

**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 and awards the changes to the scope of Work 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 shall be placed on file and made available for inspection at the office of the Administrative Secretary of Passaic Valley Water Commission.

**RECORD OF COMMISSION VOTE ON FINAL PASSAGE**

	AYE	NAY	ABSTAIN	ABSENT
SANCHEZ, R.	<u>X</u>	___	___	___
COTTON, R.	<u>X</u>	___	___	___
DEPADUA, C.	<u>X</u>	___	___	___
KOLODZIEJ, J.	<u>X</u>	___	___	___
LEVINE, J.	<u>X</u>	___	___	___
VAN RENSA LIER, R.	___	___	___	<u>X</u>
FRIEND, G.	<u>X</u>	___	___	___

**Adopted at a meeting of Passaic Valley Water Commission.**


  
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**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 May 24, 2023.

  
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**LOUIS AMODIO**  
**Administrative Secretary**

**EXHIBIT A**

**PASSAIC VALLEY WATER COMMISSION  
INTEROFFICE MEMORANDUM**

Date: May 18, 2023

To: J. Mueller

From: P. Porcaro

cc: Y. Brisman  
L. Bresemann

Re: Change Order No. 1 for 16-Inch Water Main Relocation on Bridge at the ArcTrust Property on Vacated Hepburn Road, Clifton

PVWC discovered a leak on the 16-inch transmission main on the storm-damaged bridge over the Third River on the vacated Hepburn Road, Clifton at the ArcTrust property during the fourth quarter of 2018. The owner of the private bridge from ArcTrust Properties hired a consulting firm to design and obtain all required NJDEP permitting to replace the storm-damaged bridge in 2019. PVWC hired Maser Consulting to design for the relocation of the 16-inch water main onto the new proposed bridge. ArcTrust hired Colonnelli Brothers, Inc. to demolish the damaged bridge and install a prefabricated bridge within the same footprint in the first quarter of 2020, however construction did not commence until the fourth quarter of 2020 due to NJDEP permitting and fabrication issues. PVWC requested three quotations in November 2020 to relocate the 16-inch main from the damaged bridge to be demolished to the new proposed bridge. PVWC awarded the contract to the lowest responsible bidder, Colonnelli Brothers, Inc. in the amount of \$43,999.00 and work was performed in the first quarter of 2021. Change Order No. 1 is to cover additional expenses for unforeseen conditions which included making modifications to the new bridge structure to accommodate the relocated water main and restoration of the embankments of the Third River and restoration of Hepburn Road due to the accidental break on an abandoned hydrant branch line connected to PVWC's 34-inch main during construction due to a markout issue. There was a total increase of \$32,664.50 (74.2% increase) to cover these additional expenses which brings the total adjusted Contract Price up to \$76,662.75.

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**EXHIBIT B**

**OFFICE OF THE COMPTROLLER**

**CERTIFICATION OF AVAILABILITY OF FUNDS**

It is hereby certified that subject to Commission approval of future Budgets, with respect to multi-budget year contracts, there are or will be sufficient available funds for expenditures to be incurred as result of any contract or commitment to be entered into by Passaic Valley Water Commission as follows:

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Description of Project or Contract: Budget Amendment  
Colonelli Brothers

Amount of Project or Contract: \$76,662.75 (from \$43,998.25)

1. Acct: # 001-0901-419-95-05  
CAPITAL/OUTSIDE CONTRACTORS
2. Specific Appropriation to which expenditures will be charged:  
CAPITAL BUDGET 2023/2024

Other comments: Change Order # 1

Date of Certification: May 24, 2023      Certified: \$32,664.50



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**Yitzchak Weiss**  
Comptroller and Chief Financial Officer

YW:lb

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