

RESOLUTION # 23-090

RESOLUTION OF PASSAIC VALLEY WATER COMMISSION

RESOLUTION FOR BUDGET AMENDMENT, CHANGE ORDER NO. 1 AND CONTRACT EXTENSION FOR PROJECT NO. 21-P-40, "PROFESSIONAL SERVICES FOR WATER QUALITY & ACCOUNTABILITY ACT (WQAA) COMPLIANCE" WITH CREW ENGINEERS, INC.

DATE OF ADOPTION: JUNE 28, 2023

Introduced by Commissioner: **RIGO SANCHEZ**

Seconded by Commissioner: **CARMEN DE PADUA**

WHEREAS, Contract No. 21-P-40 entitled "Professional Services for Water Quality & Accountability Act (WQAA) Compliance" (the "Project") was awarded to Crew Engineers, Inc. ("Crew") of Butler, New Jersey (the "Awardee") at PVWC's Commission Meeting dated July 27, 2022 (PVWC Resolution 22-073) in accordance with the authorized scope of work, and with reimbursement to be on a time-and-materials basis, not to exceed \$150,000.00; and

WHEREAS, PVWC directed Crew to assist the Commission with developing an Asset Management Plan in accordance with the requirements of the Water Quality Accountability Act which includes identifying all encroachment, accessibility and overgrowth issues along PVWC's transmission mains, developing Pipe Criticality and Quality of Service mapping and writing the required Asset Management Plan reports in accordance to the AWWA guideline for PVWC's Main System, Lodi and North Arlington; and

WHEREAS, it is recommended that PVWC provides Crew with a time extension to December 31, 2023 to allow completion of outstanding work; and

WHEREAS, Proposed Change Order No. 1 will reimburse Crew for all work projected to be completed up to the new expiration date of said contract and increases the total adjusted Contract Price by an additional \$25,000.00 which brings the total adjusted Contract Price to \$175,000.00; and

WHEREAS, the Director of Engineering has reviewed Crew's Proposal and found it to be reasonable, considering the nature and scope of additional Work involved, and has recommended that the said changes to the Project, and additional costs related thereto, be approved; and

WHEREAS, the said changes will be incorporated into an Amendment to Agreement for the Project, the form of which is also attached hereto and made a part hereof as **Exhibit A**; and

WHEREAS, the additional services to be rendered pursuant hereto constitute professional services (or extraordinary unspecifiable services) within the meaning and intent of the Local Public Contracts Law; 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 time extension to the terms 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 extension 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.

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.



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 June 28, 2023.



LOUIS AMODIO

Administrative Secretary

EXHIBIT A

**PASSAIC VALLEY WATER COMMISSION
AMENDMENT TO AGREEMENT FOR PROFESSIONAL SERVICES
(PROJECT 21-P-40)**

THIS AMENDMENT TO AGREEMENT (hereinafter "AMENDMENT") made as of _____, 20__ between PASSAIC VALLEY WATER COMMISSION ("PVWC"), a Public Utility Company organized pursuant to its enabling statute (N.J.S.A. 40:62-108 et seq.), having its principal place of business at 1525 Main Avenue, Clifton, New Jersey 07011, and Crew Engineers, Inc., a professional firm (hereinafter "PROFESSIONAL" and/or "contractor") having a place of business at 1250 Route 23 North, Butler, New Jersey 07405.

WHEREAS, this AMENDMENT hereby modifies the original signed and executed agreement (the "AGREEMENT") with PVWC and PROFESSIONAL who was awarded Project 21-P-40 entitled "Professional Services for Water Quality & Accountability Act (WQAA) Compliance" (hereinafter the "PROJECT") at PVWC's Commission Meeting dated July 27, 2022 (PVWC Resolution 22-073); and

WHEREAS, the previously approved not-to-exceed total amount of \$150,000.00 for the PROJECT (Resolution No. 22-073) is hereby increased by \$25,000.00 for a revised not-to-exceed total amount of \$175,000.00; and

WHEREAS, the PROFESSIONAL will be reimbursed (on a time-and-materials, not-to-exceed basis) for the said additional professional services; and

All other provisions of the AGREEMENT remain in full force and effect.

Witness or Attest

CREW ENGINEERS, INC.

By: _____
Secretary

By: _____
Authorized Signatory

(Seal)

PASSAIC VALLEY WATER COMMISSION

By: _____
LOUIS AMODIO
Administrative Secretary

By: _____
GERALD FRIEND
President

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:

Description of Project or Contract:

Change Order # 1:

Professional Services for Water Quality & Accountability Act (WQAA) Compliance” - Project # 21-P-40– Crew Engineers, Inc.

Amount of Project or Contract: Increase of \$25,000.00
Revised Not to Exceed: \$175,000.00

- 1. Acct: # 001-0901-419-95-14 CAPITAL/TRANSMISSION MAINS/PIPES
- 2. Specific Appropriation to which expenditures will be charged:
Capital t – 2023/2024

Other comments: Professional Services

Date of Certification: June 28, 2023 Amount Certified: \$175,000

Yitzchak Weiss
Comptroller and Chief Financial Officer

YW:lb