

RESOLUTION # 23-104

RESOLUTION OF PASSAIC VALLEY WATER COMMISSION

RESOLUTION FOR BUDGET AMENDMENT, CHANGE ORDER NO. 1 FOR CONTRACT NO. 22-B-10, "ROADWAY PAVEMENT RESTORATION"

DATE OF ADOPTION: JUNE 28, 2023

Introduced by Commissioner: **RIGO SANCHEZ**

Seconded by Commissioner: **CARMEN DE PADUA**

WHEREAS, Contract No. 22-B-10 entitled "Roadway Pavement Restoration" (the "Contract") was awarded to D.L.S. Contracting, Inc. ("D.L.S.") of Fairfield, New Jersey (the "Awardee") at PVWC's Commission Meeting dated June 22, 2022 (PVWC Resolution 22-065) with a not to exceed amount of \$1,838,375.00 and with said Contract expiring on June 21, 2024; and

WHEREAS, D.L.S. has depleted the majority of funds available under said contract by completing a large backlog of outstanding work carried over from the previous restoration contract and performing larger roadway restoration projects which required curb to curb milling and resurfacing roadways under road opening moratoriums required by jurisdictional ordinances; and

WHEREAS, Proposed Change Order No. 1 is to cover completing the remaining backlog of newer outstanding roadway restoration work and a projection of new work to be added until PVWC issues a new contract and increases the total adjusted Contract Price with a total increase of \$372,675.00 (20% increase) which brings the total adjusted Contract Price up to \$2,236,050.00; and

WHEREAS, the Director of Engineering has estimated a reasonable cost estimate based on the nature and scope to continue Goods and Services until a new contract is in place, and has recommended additional costs related thereto, be approved; 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 A**.

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 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>	___	___	___
KOŁODZIEJ, 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

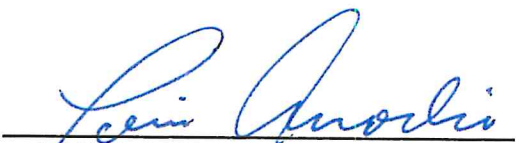


Secretary
RUBY N. COTTON

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

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 No. 1
22-B-10 "ROADWAY PAVEMENT RESTORATION"
D.L.S. Contracting, Inc.

Amount of Project or Contract: \$ 2,236,050.00 (from \$1,863,375.00)

1. Acct: # 001-0901-419-95-05 / CAPITAL/OUTSIDE CONTRACTORS

2. Specific Appropriation to which expenditures will be charged:

CAPITAL - 2024

Other comments: Increase of \$367,075.00

Date of Certification: May 24, 2023 - Amount Certified: \$2,236,050.00

Yitzchak Weiss

Comptroller and Chief Financial Officer

YW:lb