

RESOLUTION NO. 191-2017
FINAL CHANGE ORDER NO. 6 (DECREASE) RECONSTRUCTION OF
SIX BULKHEADS AND NEW STORMWATER PUMP STATION
AND POSTING OF A MAINTENANCE BOND
R. KREMER & SON MARINE CONTRACTORS, LLC

Councilmember Keeler introduced and offered the following Resolution as amended for adoption; seconded by Councilmember Leckstein:

WHEREAS, on April 21, 2015, Resolution #73-2015 the Borough Council awarded a contract to R. Kremer & Son Marine Contractors, LLC of Brick, New Jersey for the Reconstruction of Six Bulkheads and New Stormwater Pump Station in the contract amount \$1,199,880.00; and

WHEREAS, on October 20, 2015, Resolution #101-2015 authorized to include Alternate A1, A2, A3 & A4 that was in the original bid package awarded to R. Kremer & Son Marine Contractors, LLC of Brick, New Jersey for the Reconstruction of Six Bulkheads and New Stormwater Pump Station in an new contract amount of \$1,525,705.00; and

WHEREAS, Change Order No. 1 approved November 16, 2015, Resolution #156-2015 identifying two unforeseen issues with the bulkhead and storm drain installation on South Street resulting in an increase of \$41,517.25 and various items were reduced to reflect current as-built quantities resulting in a decrease of \$41,520.00 resulting in a net decrease of \$2.75 to the total contract amount; and

WHEREAS, Change Order No. 2 approved January 19, 2016, Resolution #20-2016 identifying a reduction of \$4,080.00 in Items #27, #30 and #A1-15 to reflect the current as-built quantities and Item #10 increased \$4,080.00 to reflect current as-built quantities, resulting in a zero cost change; and

WHEREAS, Change Order No. 3 approved February 16, 2016, Resolution #50-2016 increased items No. 8, 9 and 24 which include additional paving, drainage items and adding an inlet necessary to avoid an existing unforeseen sanitary lateral at the end of Osborne Place in an amount not to exceed \$26,750.00; and

WHEREAS, Change Order No. 4 approved October 18, 2016, Resolution #164-2016 increased Item 41) in the amount of \$6,500.00 for additional construction efforts to remediate the Osborne Place ponding issues, Item 37) a decrease of \$6,500.00 due to a revision in the testing requirements for the pump station testing on Osborne Place and identified Item A2-1) an increase in the contract of \$37,400 for Kremer's demobilization and remobilization costs as a result of the postponement of the River Street work until April 1, 2017 in an amount not to exceed \$37,400.00;

WHEREAS, Change Order No. 5 approved June 20, 2017, Resolution #119-2017 increased the contract by \$1,093.70 as follows: the contract was reduced by the remaining balance for each of the completed Items #6,8,9,11, 13-18, 27-30 and A1-16 in the amount of \$41,071.80; extra supplementary items indentified as S-7, S-8, S-9 and S-10 necessary to complete the project increased the contract in the amount of \$23,415.50; supplementary work identified as S-11 necessary to remove concrete around the existing water main on River Street where the water main enters the river was an increase of \$18,750.00; and, supplementary item S-12 to extend the completion date of Alternate A-2 (River Street) 92 days until September 15, 2017 due to the delay of the water main extension by NJAW; the new contracted amount is \$1,590,945.95.

WHEREAS, final Change Order No. 6 dated November 7, 2017, was submitted by the Borough Engineer, Francis W. Mullan, includes the costs for additional 18" RCP with Flexible Watertight Gasket (Item A2-10) and Concrete Vertical Curbing (Item A2-15) for a total increase cost of \$2,060.00 and includes reductions for unused Police Traffic Directors (Item 4), unused DGA Base Course (Item A2-5), HMA Base (Item A2-6) and Surface Course (Item A2-7) and combination concrete curb and gutter (A@-14) to reflect the as-build quantities for a total reduction of \$2,852.40; the total cost of this change order decreases the contract by \$792.40 which brings the amended contract price to \$1,590,153.55.
(change orders to date \$64,448.55; a 4.2% increase to the original contract bid price).

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey, that it does hereby approve Change Order No. 6 a decrease in the amount of \$792.40 resulting in a final adjusted contract price of \$1,590,153.55 for the Reconstruction of Six Bulkheads and New Stormwater Pump Station; and

BE IT FURTHER RESOLVED that R. Kremer & Son Marine Contractors LLC and a surety company shall execute a maintenance bond equal to twenty five percent of the final adjusted contract amount; the 25% bond amount required is \$397,538.39 and shall remain in full force and effect for a period of no less than two (2) years from the date of November 7, 2017.

BE IT RESOLVED that a certified copy of this Resolution be forwarded to the following:

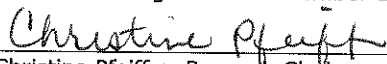
1. R. Kremer & Son Marine Contractors LLC
2. The Service Insurance Company Inc.
3. Finance Manager
4. Public Works
5. Borough Engineer

Roll Call: Birdsall, Keeler, Kelly, Lamia, Leckstein, Rooney
Yes Yes Yes absent Yes Yes

December 19, 2017

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council meeting held on December 19, 2017.


Christine Pfeiffer, Borough Clerk