

RESOLUTION NO. 194-2021
2017 and 2018 ROADWAY and SEWER IMPROVEMENT PROJECT
CHANGE ORDER NO. 2 (DECREASE) AND POSTING OF A MAINTENANCE BOND
BLACK ROCK ENTERPRISES, LLC

Councilmember Leckstein introduced and offered the following Resolution for adoption; seconded by Councilmember Birdsall:

WHEREAS, in accordance with Resolution No. 106-2019, approved on May 30, 2019, the Borough Council awarded a contract to Black Rock Enterprises, LLC of Old Bridge, New Jersey for the 2017 and 2018 Roadway and Sewer Improvement Project for an amount not to exceed \$454,881.25; and

WHEREAS, Change Order No. 1 was approved January 21, 2020, Resolution No. 37-2020, reducing "B-34" Combination Rolled Concrete Curb and Gutter for a cost reduction of \$28,450.00 and increasing "B-32" 6" X 18" Concrete Vertical Curb installed on Mountainview Way, as identified in the Change Order (attached hereto), for a cost increase of \$28,450.00, resulting in a zero net change to the contract; and

WHEREAS, final Change Order No. 2 dated November 29, 2021, was submitted by the project Engineer, Francis W. Mullan, and includes various quantity additions and reductions to reflect as-built quantities and two supplemental items: S-1) Removal and Relocation of W17-1 Speed Hump Sign on Church Street (\$655.36), and S-2) Adjustment of the Contract Completion date to 1/15/2022, resulting in a reduction of the total contract value to \$409,799.31; and

WHEREAS, the project engineer also submitted the final payment certificate in the amount of \$84,646.14, which includes the release of the 2% retainage.

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 the Borough Administrator is hereby authorized to execute Change Order No. 2, which decreases the contract in the amount of \$45,081.94 and approve the final payment of \$84,646.14 which includes the release of the 2% retainage to Black Rock Enterprises, LLC, resulting in a final adjusted contract amount of \$409,799.31 for the 2017 and 2018 Roadway and Sewer Improvement Project; and

BE IT FURTHER RESOLVED that Black Rock Enterprises, LLC and a surety company shall execute a maintenance bond in the amount of \$102,449.82 which is equal to twenty five percent of the final adjusted contract amount and shall remain in full force and effect for a period of no less than two (2) years from the date of April 8, 2021.

BE IT FURTHER RESOLVED, that upon receipt of the maintenance bond, the performance bond (No. CA-3015057) in the amount of \$454,881.25 submitted by Black Rock Enterprises, LLC and Great American Insurance Company is hereby released; and

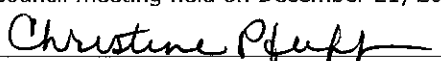
BE IT RESOLVED that a certified copy of this Resolution be forwarded to the following:

1. Black Rock Enterprises, LLC
2. Great American Insurance Company
3. Finance Manager
4. T&M Associates

Roll Call:	Birdsall,	Booker,	Catalano,	Keeler,	Lamia,	Leckstein,
	Yes	Yes	Yes	Yes	Absent	Yes
	December 21, 2021					

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 21, 2021.


Christine Pfeiffer, Borough Clerk