

**RESOLUTION AMENDING RESOLUTION NO. 21-049 ADOPTED ON JUNE 17, 2021 IN ORDER TO REVISE THE CONTRACT MODIFICATION AMOUNT REFERRED TO THEREIN**

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**MOTIONED BY:** Velazquez

**SECONDED BY:** Gardiner

**WHEREAS**, The North Hudson Sewerage Authority (the "Authority") is a public body, duly formed under the Sewerage Authorities Law, constituting Chapter 138 of the Pamphlet Laws of 1946, of the State of New Jersey, as amended and supplemented (N.J.S.A. 40:14A-1 et seq.) and possesses the powers set forth therein;

**WHEREAS**, the Authority adopted Resolution No. 21-049 on June 17, 2021 authorizing a contract modification for the 2018 Green Infrastructure Project; and,

**WHEREAS**, the contract modification amount for the 2018 Green Infrastructure Project was inadvertently misstated in Resolution No. 21-049.

**NOW THEREFORE, BE IT RESOLVED BY THE AUTHORITY AS FOLLOWS:**

Section 1. Resolution No. 21-049 is hereby amended and restated to read as follows:

**"WHEREAS**, The North Hudson Sewerage Authority (the "Authority") is a public body, duly formed under the Sewerage Authorities Law, constituting Chapter 138 of the Pamphlet Laws of 1946, of the State of New Jersey, as amended and supplemented (N.J.S.A. 40:14A-1 et seq.) and possesses the powers set forth therein;

**WHEREAS**, pursuant to the approval granted by virtue of Resolution No. R-20-117, the Authority has contracted with Persistent Construction, Fairview, New Jersey in the amount of \$417,405.00 for the 2018 Green Infrastructure Project (the "Project"), less a value engineering credit in the amount of \$116,265.00 pursuant to Contract Modification No. 1, resulting in a total contract amount of \$301,140.00 for the Project;

**WHEREAS**, Persistent Construction has submitted a proposal for additional compensation in the amount of \$75,603.00 related to the construction of additional parking spaces incidental to the Project as described in the report of the consulting engineer set forth in Appendix A hereto; and,

**WHEREAS**, the Facilities Review Board has reviewed the proposal and recommends the approval of the requested contract modification.

**NOW THEREFORE, BE IT RESOLVED BY THE AUTHORITY AS FOLLOWS:**

Section 1. The Authority hereby authorizes the execution and implementation of said Contract Modification No. 2 with Persistent Construction in the amount of \$75,603.00, resulting in a total contract amount of \$376,743.00 for the Project.

Section 2. This resolution shall take effect immediately."

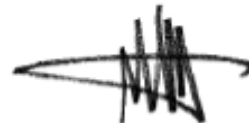
Section 2. This resolution shall take effect immediately.

**DATED: JULY 15, 2021**

**RECORD OF COMMISSIONERS' VOTE**

	<b>YES</b>	<b>NO</b>	<b>ABSENT</b>
Commissioner Soares			x
Commissioner Kappock	x		
Commissioner Marotta	x		
Commissioner Gardiner	x		
Commissioner Friedrich	x		
Commissioner Guzman	x		
Commissioner Velazquez	x		
Commissioner Barrera	x		
Commissioner White	x		

**THIS IS TO CERTIFY THAT THIS RESOLUTION WAS DULY ADOPTED BY THE NORTH HUDSON BOARD OF COMMISSIONERS ON JULY 15, 2021.**



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**SECRETARY**



Mr. Fredric J. Pocci, PE, Authority Engineer  
North Hudson Sewerage Authority  
1600 Adams Street  
Hoboken, New Jersey 07030

**Your Reference**  
S340952-31

**Our Reference**  
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**North Hudson Sewerage Authority  
2018 Green Infrastructure Project – Contract No. 1  
Contract Modification No. 1**

June 8, 2021

Dear Mr. Pocci:

The purpose of this letter is to recommend Contract Modification No.1 (CM-001) as it relates to the above referenced project. This Contract Modification consists of two components as follows:

1. Value Engineering Proposal
2. Construction of six (6) additional parking spaces

The Authority received four bids for the project which exceeded the original budget. The apparent low bidder Persistent Construction submitted a bid in the amount of \$417,405.00 indicated that they could reduce the cost of the project through a Value Engineering (VE) review. In accordance with NJSA 40A:11-16.6 the Contractor and our office reviewed the construction documents and reduced the cost of the work by \$232,530.00. In accordance with the Local Public Contracts Law the savings will be shared equally, therefore the revised contract amount will be \$301,140.00.

The VE review determined that by revising the grading of the parking lot concrete curbs, drainage structures and drainage pipes could be deleted from the contract in addition to the reduction in export fill.

The Town of West New requested that six additional parking spaces be added to the southern end of the parking lot. We requested a proposal from the Contractor which consisted of the construction of 190 Square Feet of Modular Block Retaining Wall and 246 Square Feet of Pavement. The cost of this additional work is \$75,603.00. This work will be performed at the expense of the Town of West New York through an interlocal agreement.

The following is a summary of this contract modification.

1. Value Engineering Credit:	(\$116,265.00)
2. Additional Parking Spaces:	<u>\$ 75,603.00</u>
Total Credit	<u>(\$40,662.00)</u>

Therefore, the revised contract amount of this project will be \$376,743.00.



The Authority's representatives have verified the Contractor's costs associated with this contract modification and we feel that the Contractor's prices are fair and within industry standards. Therefore, we recommend that the Authority approve this Contract at their next public meeting.

If you have any questions or comments, please let me know.

Very Truly Yours,

Mott MacDonald

A handwritten signature in blue ink, appearing to read 'Kevin Wynn'.

Kevin P. Wynn, PE, BCEE

Vice President

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