

**RESOLUTION AUTHORIZING CONTRACT MODIFICATION #02
FOR THE BLVD EAST COMBINED SEWER IMPROVEMENTS PROJECT**

MOTIONED BY: Velazquez

SECONDED BY: Guzman

WHEREAS, the North Hudson Sewerage Authority (hereinafter "Authority") is a public body, duly formed under the Sewerage Authorities law, constituting Chapter 138 of the Laws of New Jersey of 1946, as amended (Chapter 14A of Title 40 of the New Jersey Statutes Annotated) and possesses the powers set forth therein; and

WHEREAS, pursuant to the approval granted by virtue of R.22-081, the Authority has contracted with Underground Utilities, N.J. in the amount of \$14,197,905.00 for the Boulevard East Combined Sewer Improvements Project; and

WHEREAS, a previous contract modification was approved with no increase to contract; and

WHEREAS, this contract modification has been requested in order to efficiently advance the project as described in the report identified as "Exhibit A", with the additional work being documented as required by JACOBS, the project engineer at no additional cost to the Authority; and

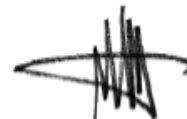
NOW, THEREFORE, BE IT RESOLVED that the Authority hereby authorizes the execution and implementation of said contract modification #02 in the amount of \$700,000.00.

DATED: FEBRUARY 15, 2024

RECORD OF COMMISSIONERS' VOTE

	YES	NO	ABSENT
Commissioner Gardiner	x		
Commissioner Kappock	x		
Commissioner Marotta			x
Commissioner Friedrich	x		
Commissioner Guzman	x		
Commissioner Velazquez	x		
Commissioner Barrera	x		
Commissioner Zucconi	x		
Commissioner Assadourian	x		

THIS IS TO CERTIFY THAT THIS RESOLUTION WAS DULY ADOPTED BY THE NORTH HUDSON BOARD OF COMMISSIONERS ON FEBRUARY 15, 2024.



SECRETARY



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February 2, 2024

William P. Machotka, P.E.
Section Chief
State of New Jersey Department of Environmental Protection
Municipal Finance and Construction Element
P.O. Box 425
Trenton, NJ 08625-0425

Subject: North Hudson Sewerage Authority
Project No. S340952-39
Blvd. East Combined Sewer Improvements
Contract Modification No. P-02

Dear Mr. Machotka:

We have found it necessary to issue the following Contract Modification to the Blvd. East Combined Sewer Improvements Project:

No. P-02:

1. Additional Allowance for Off - Duty Police (Officers with Cars)


Total Amount of the Modification No. C-01: \$700,000.00

Attached are three (3) copies of the completed NJDEP "Contract Modification Proposal and Acceptance Form", for the above-mentioned Contract Modification. The copies have been signed by the North Hudson Sewerage Authority (the Owner), Underground Utilities Corporation (the Contractor) and signed and sealed by Jacobs (the Engineer). We would appreciate your review and approval of this modification.

Should you have any questions or require additional information, please call me at
213.841.5890

Sincerely,

Jacobs

A handwritten signature in black ink that reads "Shivani Patel". The signature is written in a cursive, flowing style.

Shivani Patel, P.E.
Project Manager

Cc: Donald R. Conger III, P.E., NHSA
Fredric J. Pocci, P.E., NHSA
Thomas Corcoran, Underground Utilities Corp.
Stewart Fiskens, Jacobs
George Attalaa, NJDEP
NJO File

CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE

1. ISSUING OFFICE North Hudson Sewerage Authority	2. PROJECT NO. S340952-39	3. CONTRACT NO. Blvd. East Combined Sewer Improvements	4. MODIFICATION NO. Mod # P-02
5. TO (CONTRACTOR) Underground Utilities Corporation 711 Commerce Road Linden, NJ 07036		6. PROJECT LOCATION AND DESCRIPTION Weehawken, New Jersey	
7. A proposal is required for making the hereinafter described change in accordance with specification and drawing revisions cited herein or listed in attachment hereto. Submit your proposal in space indicated on page 2, attach detailed breakdown of prime and sub-contract costs (See the clause of this contract entitled, "Changes". DO NOT start work under this proposed change until you receive a copy signed by the Contracting Officer of a directive to proceed).			
_____ Shivani Patel, P.E./Project Manager			
_____ Date	_____ Type Name and Title	_____ Signature	
8. DESCRIPTION OF CHANGE: <i>Pursuant to the clause of this contract covering changes, the contractor shall furnish all labor and material, and all work necessary to accomplish the following described work:</i>			
See Attachment A			

CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE

As a result of the above, the contract price and times are revised as follows:

<u>ITEM NO.</u>	<u>ITEM DESCRIPTION</u>	<u>TOTAL COST</u>
1	Allowance for Off - Duty Police (Officers with Cars) (Bid Item U8)	\$700,000.00

TOTAL COST THIS MODIFICATION \$700,000.00

The contract time is hereby: *increased* *decreased* or remaining the same as a result of this modification.

** - Contract times for this item to be visited at a later time

The foregoing modification is hereby accepted:

_____ Underground Utilities Corporation CONTRACTOR	_____ North Hudson Sewerage Authority OWNER	_____ Jacobs (NJPE SEAL) ENGINEER
BY: _____	BY: _____	BY: _____
DATE: _____	DATE: _____	DATE: _____

CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE

APPROVAL: _____

STATE OF NEW JERSEY

DATE

9. ISSUING OFFICE North Hudson Sewerage Authority	10. PROJECT NO. S340952-39	11. CONTRACT NO. Blvd. East Combined Sewer Improvements	12. MODIFICATION NO. Mod # P-01
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13. CONTRACTOR'S PROPOSAL – CHANGE IN CONTRACT PRICE
(Detailed breakdown, attach additional sheets as necessary)

Attachment A: Description of Change
Attachment B: Change in Contract Price

By executing this Change Order No. P-01 for the Blvd. East Combined Sewer Improvements Services During Construction Project the Contractor acknowledges that its terms provide full and final settlement of any and all claims against Owner arising from or relating to the changed work. Contractor hereby releases Owner from and waives all claims, demands, suits or actions, whether legal or equitable, known or unknown relating to the changed work including, without limitation, claims for damages arising from delays, suspensions, standby costs, home and field office overhead costs, lost profits, breach of contract, cardinal change or abandonment.

CONTRACT MODIFICATION PROPOSAL AND ACCEPTANCE

NET INCREASE \$ <u>700,000.00</u>	NET DECREASE \$ <u>0.00</u>	CALENDER DAYS INCREASE <u>0</u> DAYS
DATE:	TYPE NAME AND TITLE:	SIGNATURE:
14. ISSUING OFFICE & PROJECT NO. North Hudson Sewerage Authority, S340952-39	15. CONTRACT NO. Blvd. East Combined Sewer Improvements	16. MODIFICATION NO. Mod # P-02
17. ORIGINAL CONTRACT BID PRICE \$ 14,197,905.00 TOTAL OF PREVIOUS CHANGE ORDERS \$ 700,000.00 TOTAL CONTRACT COST INCLUDING CHANGE \$ 14,897,905.00		
18. NECESSITY FOR CHANGE AND REASON FOR OMISSION FROM PLANS AND SPECIFICATIONS: See Attachment C		
19. OTHER IMPACTS RESULTANT OF THIS CHANGE:		
20. RESUME OF NEGOTIATIONS OR RECOMMENDATIONS (Loanee's Representative):		
DATE:	TYPE NAME AND TITLE OF LOANEE'S REPRESENTATIVE:	SIGNATURE:

Attachment A

DESCRIPTION OF CHANGE

Issuing Office: North Hudson Sewerage Authority

Project Number: S340952-39

Modification No: P-02

Box No. 8: DESCRIPTION OF CHANGE

1. Additional Allowance for Off - Duty Police (Officers with Cars) (Bid Item U8)
 - a. Additional Off Duty Police requirements to maintain the project site.

Attachment B

CONTRACTOR'S PROPOSAL – CHANGE IN CONTRACT PRICE

Issuing Office: North Hudson Sewerage Authority

Project Number: S340952-39

Modification No: P-02

Box No. 13: CONTRACTOR'S PROPOSAL – CHANGE IN CONTRACT PRICE

1. Additional Allowance for Off - Duty Police (Officers with Cars) (Bid Item U8)
 - a. Total cost: \$700,000.00

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Attachment C

NECESSITY FOR CHANGE AND REASON FOR OMISSION FROM PLANS AND SPECIFICATIONS

Issuing Office: North Hudson Sewerage Authority

Project Number: S340952-39

Modification No: P-02

Box No. 18: NECESSITY FOR CHANGE AND REASON FOR OMISSION FROM PLANS AND
SPECIFICATIONS

1. Additional Allowance for Off - Duty Police (Officers with Cars)
 - a. Town of Weehawken and Weehawken Police Department require off-duty police officers for traffic detail around the project site. Town of Weehawken and Weehawken Police Department dictate the number of officers deployed. The contract allowance has been exhausted.