

RESOLUTION

No. 19-210

Date of Adoption MAY 16 2019

Approved as to Form and Legality

Factual content certified by


CITY ATTORNEY


SHING-FU HSUEH, PH.D. P.E., P.P.

Councilman /woman  presents the following Resolution:

**RESOLUTION AUTHORIZING CHANGE ORDER NUMBER 1
TO THE CONTRACT WITH CDM SMITH, INCORPORATED
TO PROVIDE ADDITIONAL
PROFESSIONAL ENGINEERING SERVICES REQUIRED
FOR THE CHLORINE CONTACT BASINS UPGRADE PROJECT
IN AN AMOUNT NOT TO EXCEED \$42,900.00**

WHEREAS, Resolution 16-538 authorized a contract with CDM Smith, Incorporated to provide the Professional Engineering Services for the Design and Construction Services for the Replacement and Upgrade of the Water Filtration Plant Chlorine Contact Basin Residuals Collection/Removal for the City of Trenton, in the amount of \$218,566.00; and

WHEREAS, bids received for the construction of the project were rejected based on the grounds that the bids exceeded the estimated budget; and

WHEREAS, in an effort to reduce the cost of the project CDM Smith, Incorporated was asked to revise the bid specifications; and

WHEREAS, structural deficiencies were discovered in the Street Side Chlorine Contact Basin and additional engineering services were required to correct the deficiencies; and

WHEREAS, the revision of the bid specifications and correction of the deficiencies was outside the scope of services for the contract; and

WHEREAS, the changes will not alter the contract in such a manner as to nullify the effect of the competitive determination of lowest responsible bidder which was made at the time of the contract award; and

WHEREAS, the amount of this change order is \$42,900.00. Previous change orders have been authorized in the amount of \$0.00. The total amount of this and previous change orders is less than 20% of the original contract.

WHEREAS, funding have been certified to be available in 9-05- -55-5500-899

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton that Change Order Number 1 to the contract with CDM Smith Incorporated is hereby authorized.


BE IT FURTHER RESOLVED, that a brief notice shall be printed once in an official newspaper and filed with the City Clerk indicating the additional amount to be expended, the original contract price, the nature of the original and additional work, and why it is necessary to expend the additional funds.

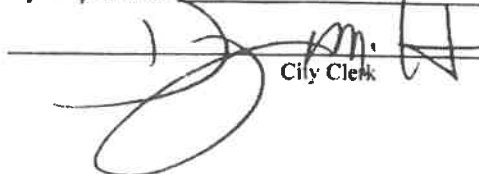
BE IT FURTHER RESOLVED, notice of this change order shall be filed on an Appendix to the Annual Budget and included as supplemental material in the Annual Audit.

	Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent
BLAKELEY	✓				MUSCHAI	✓				MCBRIDE	✓			
CALDWELL	✓				RODRIGUEZ	✓								
WILSON	✓				VAUGHN	✓								
HARRISON	✓													

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on

MAY 16 2019


President of Council


City Clerk

**RESOLUTION # 19-210
CHANGE ORDER #1
RFP2016-16**

THE AGREEMENT made this 16TH day of MAY 2019, by and between the **CITY OF TRENTON**, a municipal corporation, of the State of New Jersey, with principal offices located at **319 EAST STATE STREET, TRENTON, NEW JERSEY 08608** (hereinafter the "City") and **CDM SMITH, 110 FIELDCREST AVENUE #8, 6TH FLOOR, EDISON, NEW JERSEY 08837** (hereinafter "CONTRACTOR")

WHEREAS, Resolution 16-538 awarded a contract on August 18, 2018, to CDM Smith, 110 Fieldcrest Avenue #8, 6th Floor, Edison, New Jersey 08837 for Design and Construction Services for Replacement and Upgrade of the Water Filtration Plant Chlorine Contract Basin Residuals Collection/Removal Equipment Chain and Flights in an amount not to exceed \$214,566.00 for a Period of One (1) Year for the City of Trenton, Department of Public Works, Trenton Water Utility; and

WHEREAS, during the performance of the contract conditions were discovered that resulted in the requirement to conduct additional professional engineering services; and

WHEREAS, Resolution No. #19-210 dated May 16, 2019, authorized Change Order No. #1 in an amount not to exceed \$42,900.00. Previous change orders have been authorized in the amount of \$0.00. The total amount of this and previous change orders is less than 20% of the original contract; and

NOW THEREFORE, the parties mutually agree as follows:

1. The amount of the agreement shall be in an amount not to exceed \$42,900.00. The changes will not alter the contract in such a manner as to nullify the effect of the competitive determination of lowest responsible bidder which was made at the time of the contract award; and
2. The Mayor is hereby authorized Change Order No. #1 with CDM Smith, Inc., 110 Fieldcrest Avenue, Suite 8, 6th Floor, Edison, New Jersey 08837 for said purposes in the manner prescribed by law.

IN WITNESS WHEREOF, the parties have hereunto set their bands and seals the day and year first above written.

ATTEST:


DWAYNE M. HARRIS

Witness:

DATE

7/8/19

CITY OF TRENTON


HONORABLE W. REED GUSCIORA, ESQ.


CDM SMITH
110 FIELDCREST AVENUE #8, 6TH FLOOR/
EDISON, NEW JERSEY 08837