



BOROUGH OF HIGHLANDS  
COUNTY OF MONMOUTH

## **RESOLUTION 18-165**

### **RESOLUTION APPROVING CHANGE ORDER NO. 1 AND DECLARING ACCEPTANCE OF THE CONTRACT FOR THE CEDAR STREET DRAINAGE REPAIR**

**WHEREAS**, by way of Resolution 18-119 duly adopted on May 16, 2018, DSC Construction, Inc. was awarded the contract associated with the Cedar Street Drainage Repair Project; and

**WHEREAS**, the contract awarded to DSC Construction, Inc., by way of Resolution 18-119, was in the amount of \$127,916.00; and

**WHEREAS**, the Project Engineer, CME Associates, has advised that the project is complete at this time, including all previously issued punch list items. The change order reflects increases and decreases in original contract quantities required to complete the project; and

**WHEREAS**, CME Associates has advised that the Closeout Change Order results in a decrease in the project cost from the original amount of \$127,916.00 to an adjusted total of \$122,146.28 for a reduction of \$5,769.72 as specifically set forth in their correspondence dated July 13, 2018; and

**WHEREAS**, in accordance with the requirements of the aforesaid contract, DSC Construction has submitted a two (2) year Maintenance Bond in the amount of \$18,321.94, fifteen (15) percent of the final Contract Amount; and

**WHEREAS**, the Project Engineer, CME Associates, has recommended authorizing the aforesaid Change Order, releasing the Performance Bond and accepting the project.

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Highlands, that based on the above recommendations from the Project Engineer, CME Associates, that the Closeout Change Order changing the original contract amount to \$122,146.28 resulting in a reduction of \$5,769.72 be and is hereby approved.

**BE IT FURTHER RESOLVED**, by the governing body of the Borough of Highlands, that it hereby acknowledges that this project has been satisfactorily completed and accepts same.

**BE IT FURTHER RESOLVED**, by the governing body of the Borough of Highlands that it authorizes the acceptance of the two (2) year Maintenance Bond No. S-296765, in the sum of \$18,321.95 issued by NGM Insurance Company.

**BE IT FURTHER RESOLVED**, that any lien claims filed more than sixty (60) days after the adoption of the Resolution shall be ineffective pursuant to N.J.S.A. 2A:44-132;

**BE IT FURTHER RESOLVED**, that upon expiration of said sixty (60) day period, if no lien claim notices have been filed, the Borough of Highlands shall release Performance Bond No. S-296765 issued by NGM Insurance Company in the amount of \$127,916.00.

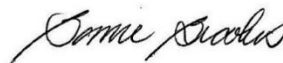
**BE IT FURTHER RESOLVED**, that upon expiration of said sixty (60) day period, if no lien claim notices have been filed, a voucher authorizing final payment of any sums due to the Contractor may be listed upon the bill list for action.

**BE IT FURTHER RESOLVED**, that a certified copy of the within Resolution be forwarded to the Chief Financial Officer, the Project Engineer, Purchasing Agent and DSC Construction, Inc.

MOTION to Approve Resolution 18-165:

	INTROUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BRASWELL			X			
BROULLON		X	X			
D'ARRIGO			X			
RYAN			X			
O'NEIL	X		X			

I, Bonnie Brookes, Municipal Clerk of the Borough of Highlands, in the County of Monmouth, State of New Jersey, hereby certify this to be a true copy of the action of the Governing Body, at its Council Meeting, held July 18, 2018. WITNESS my hand this 19th day of July 2018.



Bonnie Brookes, RMC  
Municipal Clerk