

R E S O L U T I O N

WHEREAS, the services of the firm of Barreto/Dowd, 100 Old Tavern Road, Howell, New Jersey 07731 were obtained by the Township by Resolution No. 111-12 dated May 29, 2012 to provide professional design services for Ridgeway Park Site and Landscape Improvements on Township owned property at 55-57 Ridgeway Avenue, Block 158, Lot 39 for a fee of \$35,000.00; and

WHEREAS, in May 2013 by Resolution, Change Order No. 1 was approved which authorized an additional \$3,000.00 to Barreto/Dowd for reimbursable expenses associated with printing bid documents and bid plans; and

WHEREAS, a construction contract in the amount of \$406,481.00 was awarded to Scalora Brothers, Inc., T/A Scalora Landscaping, 382 Lackawanna Place, South Orange, New Jersey 07079 for site and landscape improvements in Ridgeway Park; and

WHEREAS, during the course of construction the Township and Barreto/Dowd determined the gazebo located within the Park was damaged during Hurricane Sandy, and the structure needed to be redesigned and reconstructed; and

WHEREAS, Change Order No. 1 in the amount of \$25,000.00 was issued to Scalora Landscaping for the cost to reconstruct the gazebo; and

WHEREAS, after the severe winter of 2013/2014 additional damage to trees and landscaping were evident in Ridgeway Park which needed to be inspected and evaluated by the Park's Designer, Barreto/Dowd; and

WHEREAS, Barreto/Dowd incurred additional expenses related to weather damage which required the redesign of the gazebo and the reinspection of trees and landscaping that were not part of their original proposal; and

WHEREAS, these additional fees total \$5,066.40 which consisted of 24 billable hours for the design and inspection of the gazebo, six billable hours for the inspection of trees and landscaping both at an hourly fee rate of \$158.88 plus \$300.00 for reimbursable expenses; and

WHEREAS, the Township Engineer recommends authorizing the funds for these additional services as Change Order No. 2 with the firm Barreto/Dowd; and

WHEREAS, the original award herein was not subject to the fair and open bidding pursuant to the Local Public Contracts Law; and

WHEREAS, sufficient funds exist in the Capital Budget for this work; and

WHEREAS, the Township Council concurs in the foregoing.

NOW, BE IT HEREBY RESOLVED, by the Township Council of the Township of West Orange that Change Order No. 2 with Barreto/Dowd of 100 Old Tavern Road, Howell, New Jersey in the amount of \$5,066.40 including reimbursable expenses which funds shall be paid for from the Capital Budget for Design-Ridgeway Avenue be approved.

BE IT FURTHER RESOLVED that a copy of this Resolution and notice of this Change Order shall be published and available in the Clerk's office as required by law.

KAREN J. CARNEVALE, MUNICIPAL CLERK
COUNCIL PRESIDENT

SUSAN McCARTNEY,

Adopted: September 23, 2104

I hereby certify funds are available from:
2084-103

ACCOUNT NO. 03-2217-22-
DESIGN-BUILDING

JOHN GROSS, CHIEF FINANCIAL OFFICER