

**A RESOLUTION OF THE TOWNSHIP OF NORTH BRUNSWICK AMENDING
CONTRACT BID21001 WITH LUCAS BROTHERS, INC. FOR THE
2021 ROAD IMPROVEMENT PROGRAM PROJECT
CLOSEOUT CHANGE ORDER (\$291,257.14)**

WHEREAS, the Mayor and Council have continued to fund and support the Municipal Road Program initiated in 2000 for pavement and reconstruction improvements of municipal streets, roads and curbing, along with utility maintenance; and

WHEREAS, the Department of Community Development, working with the Municipal Engineer, is responsible oversight of the multi-year Road Improvement Program; and

WHEREAS, in April of 2021, pursuant to Resolution 131-4.21, the Township Council authorized a contract with Lucas Brothers, Inc. for the 2021 Road Improvements Program, under Contract BID21001, in the amount of \$3,900,543.00 for Items A-1 through B-201, which is inclusive of Deletion Item 1 in the amount of \$269,757.61; and

WHEREAS, in April of 2022, pursuant to Resolution 135-4.22, the Township Council authorized Change Order No. 1 with Lucas Brothers Inc. under Contract BID21001, with an increase in the contract amount by \$164,350.00 for Hoover Drive Stormwater Repair work, for a revised contract amount of \$4,064,893.00; and

WHEREAS, with favorable conditions encountered throughout the project, Lucas Brothers Inc. has presented a Closeout Change Order that reflects reductions and increases in contract quantities and supplementary items required to satisfactorily complete the work, resulting in a net reduction in the contract amount of (\$291,257.14); and

WHEREAS, CME Associates, engineering firm for this project, has reviewed and indicated in a report attached hereto that this Closeout Change Order reflects reductions and increases in contract quantities and supplementary items required to satisfactorily complete the work; and

WHEREAS, a recommendation is hereby made that the Council authorize amending the contract with Lucas Brothers Inc. to reduce the contract amount by (\$291,257.14) pursuant to the Closeout Change Order prepared by CME Associates, for a revised contract amount of \$3,773,635.86.

NOW THEREFORE, BE IT RESOLVED, on this 12th day of December 2022, the Township Council of the Township of North Brunswick does hereby authorize the Mayor to execute Closeout Change Order documents for the 2021 Road Improvements Program contract, which reflects a net contract reduction of (\$291,257.14).

Cavel Gallimore
Chief Financial Officer

Michael C. Hritz
Director of Community Development

Justine Progebin
Business Administrator

Ronald Gordon, Esq.
Township Attorney
Approved as to legal form

RECORDED VOTE:

COUNCIL MEMBER	YES	NO	ABSTAIN	NOTES
HUTCHINSON				
MEHTA				
GUADAGNINO				
ANDREWS				
SOCIO				
DAVIS				
MAYOR WOMACK				

I hereby certify that the above Resolution was duly adopted by the Township Council of the Township of North Brunswick, County of Middlesex, at its meeting held on December 12, 2022.

Lisa Russo
Township Clerk

JOHN H. ALLGAIR, PE, PP, LS (1983-2001)
DAVID J. SAMUEL, PE, PP, CME
JOHN J. STEFANI, PE, LS, PP, CME
JAY B. CORNELL, PE, PP, CME
MICHAEL J. McCLELLAND, PE, PP, CME
GREGORY R. VALES, PE, PP, CME



TIM W. GILLEN, PE, PP, CME (1991-2019)
BRUCE M. KOCH, PE, PP, CME
LOUIS J. PLOSKONKA, PE, CME
TREVOR J. TAYLOR, PE, PP, CME
BEHRAM TURAN, PE, LSRP
LAURA J. NEUMANN, PE, PP
DOUGLAS ROHMEYER, PE, CFM, CME
ROBERT J. RUSSO, PE, PP, CME
JOHN J. HESS, PE, PP, CME

December 7, 2022

Mayor and Township Council
Township of North Brunswick
710 Hermann Road
North Brunswick, NJ 08902

**Re: Township of North Brunswick
2021 Road Improvement Program
Contract No. 21-001
Our File No.: PNO-00653.02**

Dear Mayor and Township Council:

The 2021 Road Improvement Program, Contract No. 21-001 which included improvements to Axel Avenue, Fela Avenue, Hartland Commons, Hemlock Lane, La Rose Avenue, Westlake Court, Wood Lake Court and the Renaissance Area Bicycle Facility been satisfactorily completed by the Contractor, Lucas Brothers, Inc. and we are pleased to inform you that the final construction cost is under the original contract amount for the project due primarily to favorable conditions encountered throughout the project, which resulted in the reduction of items originally included in the Contract for contingency purposes.

Accordingly, please find enclosed a completed Voucher and Closeout Change Order and Final Payment Estimate No. 11 for work performed from August 13, 2022 to November 25, 2022.

Please note the Closeout Change Order reflects reductions and increases in contract quantities as well as supplementary items required to satisfactorily perform the work and reduces the contract amount from \$3,900,543.00 to \$3,609,285.86 for a net overall reduction of \$291,257.14.

The supplementary work described herein could not, in our opinion, have reasonably been effectuated by a separately bid contract without unduly disrupting the basic work and imposing adverse cost consequences on the Township and provides an improved level of service to the Residents of the Township.



Mayor and Township Council
Township of North Brunswick
Re: 2021 Road Improvement Program

December 7, 2022
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Accordingly, we recommend final acceptance of the work, approval of Closeout Change Order and Final Payment Estimate No. 11 and payment to the Contractor in the amount of \$116,858.62, subject to the submission of a one (1) year 15% Maintenance Guarantee in the amount of \$541,392.88 and review and approval by the Township Attorney of the attached Closeout Change Order.

Should you have any questions regarding this matter, please do not hesitate to contact this office.

Very truly yours,

A handwritten signature in blue ink, appearing to read 'Michael J. McClelland', is written over the typed name and title.

Michael J. McClelland, P.E.
Township Engineer

MJM/pb
Enclosures

cc: Justine Progebin, Business Administrator
Lisa Russo, Township Clerk
Ronald Gordon, Esq., Township Attorney
Michael Hritz, Director of Community Development
Lucas Brothers, Inc.