



BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH

RESOLUTION 25-158

DECLARING ACCEPTANCE OF THE CONTRACT FOR BAYSIDE DRIVE AND MARIE AVENUE IMPROVEMENTS PROJECT

WHEREAS, by way of Resolution 23-205 duly adopted on October 18, 2023, Fiore Paving Company was awarded a contract for the Bayside Drive and Marie Avenue Improvements Project; and

WHEREAS, the contract awarded to Fiore Paving Company was in the amount of \$291,007.25; and

WHEREAS, by way of Resolution 24-231 duly adopted on December 18, 2024, Change Order No. 1 was authorized, decreasing the total contract amount to \$171,955.98; and

WHEREAS, it was later determined by the New Jersey Department of Transportation that there was a discrepancy in the contract amount due to the amount owed for Fuel and Asphalt pricing; and

WHEREAS, Resolution 24-231 should reflect a change in the total contract amount to be \$171,166.10; and

WHEREAS, by way of correspondence dated July 31, 2025, the Borough Engineer, Colliers Engineering & Design, has advised that Fiore Paving Company has completed the work as listed on the Partial Payment Certificate No. 3 and is now entitled to payment in the amount of \$2,649.24; and

WHEREAS, the Borough Engineer, Colliers Engineering & Design, has also advised that the project is complete at this time; and

WHEREAS, in accordance with the requirements of the aforesaid contract, Fiore Paving Company has submitted a two (2) year Maintenance Bond in the amount of \$25,674.92, which is fifteen (15) percent of the final Contract Amount; and

WHEREAS, the Borough Engineer, Colliers Engineering & Design, has recommended releasing the Performance Bond and accepting the project.

NOW, THEREFORE, BE IT 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, Resolution 24-231 is hereby amended to reflect a total contract amount of \$171,166.10.

BE IT FURTHER RESOLVED, the Borough authorizes Partial Payment No. 3-Final in the amount of \$2,649.24.

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. S341019 in the sum of \$25,674.92 issued by NGM Insurance Company.

BE IT FURTHER RESOLVED, that any lien claims filed more than sixty (60) days after the adoption of this 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. S341019, issued by NGM Insurance Company in the amount of \$291,007.25.

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 Fiore Paving Company.

Motion to Approve R 25-158:

	INTRODUCED	SECOND	AYE	NAY	ABSTAIN	ABSENT
CERVANTES						
CHELAK						
MELNYK						
OLSZEWSKI						
BROULLON						

This is a Certified True copy of the Original Resolution on file in the Municipal Clerk's Office.

DATE OF VOTE: August 20, 2025

Nancy Tran, Municipal Clerk
Borough of Highlands