



BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH

RESOLUTION 23-124

APPROVING CLOSEOUT CHANGE ORDER AND DECLARING ACCEPTANCE OF THE CONTRACT FOR CDBG MARINE PLACE WALKWAY WEST PROJECT

WHEREAS, by way of Resolution 22-210 duly adopted on September 7, 2022, Seacoast Construction, Inc. was awarded a contract for the CDBG Marine Place Walkway West Project; and

WHEREAS, the contract awarded to Seacoast Construction, Inc. was in the amount of \$539,679.00; 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 an increase in the project cost from the original amount of \$539,679.00 to an adjusted total of \$547,721.55, for an increase of \$8,042.55, as specifically set forth in their correspondence dated April 19, 2023; and

WHEREAS, in accordance with the requirements of the aforesaid contract, Seacoast Construction, Inc. has submitted a two (2) year Maintenance Bond in the amount of \$82,158.23, which is 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 \$547,721.55, for an increase of \$8,042.55, 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. B1266701 in the sum of \$82,158.23 issued by Selective 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. B1266701, issued by Selective Insurance Company in the amount of \$539,679.00.

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 Seacoast Construction, Inc.

Motion to Approve R 23-124:

	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: May 3, 2023

Nancy Tran, Municipal Clerk
Borough of Highlands