



Ocean County Board of Commissioners

OFFICE OF THE
OCEAN COUNTY COMMISSIONERS

Director Barbara Jo Crea
Deputy Director Gary Quinn
Commissioner Virginia E. Haines
Commissioner John P. Kelly
Commissioner Frank Sadeghi

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Toms River, New Jersey
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Board Meeting Agenda

Date: February 7, 2024 - 4:00 PM
Location: Administration Building
Room 119
101 Hooper Avenue
Toms River, NJ 08754

Agenda: Awarding Change Order No. 1 to Agate Construction Company, Inc. for the project entitled Mantoloking Bridge Fishing Pier Rehabilitation Project, Brick Township, NJ, an increase to the contract in the amount of \$198,115.34. (B2023-156CE)

Official Resolution#		2024000156					
Meeting Date		02/07/2024					
Introduced Date		02/07/2024					
Adopted Date		02/07/2024					
Agenda Item		I-3					
CAF #							
Purchase Req. #		B2023-156CE					
Result		Adopted					
COUNTY COMMISSIONER	PRES.	ABS.	MOVE	SEC	AYE	NAY	ABST.
Crea	✓				✓		
Quinn	✓				✓		
Haines	✓			✓	✓		
Kelly	✓		✓		✓		
Sadeghi	✓				✓		

I HEREBY CERTIFY THAT THIS DOCUMENT IS A TRUE, COMPLETE AND ACCURATE COPY OF THIS RESOLUTION, ADOPTED BY OCEAN COUNTY BOARD OF COMMISSIONERS, NJ AT THE MEETING REFERENCED THEREON

Michelle I. Gunther

Clerk Of The Board

RESOLUTION

February 7, 2024

WHEREAS, on September 6, 2023, a Resolution was adopted which awarded Contract No. B2023-156CE to Agate Construction Company, Inc. in connection with the MANTOLOKING BRIDGE FISHING PIER REHABILITATION PROJECT, BRICK TWP., NJ; and

WHEREAS, it has been determined that revisions to the contract are necessary due to additional costs realized during the construction phase; and

WHEREAS, additional costs realized during the construction phase are as follows: Additional Spall Repair on the super structure of the Fishing Pier; additional traffic control & crane time for the installation of the bulkhead at the east end of the park, additional repairs to the wooden piles supporting the fishing pier, the installation of a cast in place concrete wall additional diving inspections of the pier, bracing modifications, and new railing on the north side of the pier; and

WHEREAS, these costs resulted in an increase of the project costs in the amount of Four Hundred Eighty One Thousand, Ninety Six Dollars and Fifty Nine Cents (\$481,096.59); and

WHEREAS, due to these additional costs Alternate 1 in the amount of ONE HUNDRED FIFTY NINE THOUSAND SIX HUNDRED DOLLARS AND ZERO CENTS (\$159,600.00) was eliminated from the project; and

WHEREAS, there were Unit Price pay items which were not used in the project, and resulted in a credit of NINETY THOUSAND FIVE HUNDRED SIXTEEN DOLLARS AND TWENTY FIVE CENTS (\$93,381.25); and

WHEREAS, there is a Thirty Thousand Dollar and Zero Cent (\$30,000.00) allowance for unforeseen conditions; and

WHEREAS, the County of Ocean, Department of Parks & Recreation desires that these funds be used for a portion of Change Order #1; and

WHEREAS, the Construction Manager, Colliers Engineering and Design has duly filed with this Board a request for Change Order #1 stating facts involved and certifying that the proposed Change Order #1 is consistent with the regulations for such Change Orders promulgated by the State Department of Community Affairs, Division of Local Government Services, under the authority of N.J.S.A. 52:27BB-32; and

WHEREAS, the Contractor has agreed to accept these changes to the contract; and

WHEREAS, the net increase to the contract amount shall be ONE HUNDRED NINETY EIGHT THOUSAND ONE HUNDRED FIFTEEN DOLLARS AND THIRTY FOUR CENTS (\$198,115.34).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF OCEAN, STATE OF NEW JERSEY, AS FOLLOWS:

1. The Contract amount shall be increased by ONE HUNDRED NINETY EIGHT THOUSAND ONE HUNDRED FIFTEEN DOLLARS AND THIRTY FOUR CENTS (\$198,115.34) with funding available in account #301-250-XI16.
2. The Colliers Engineering and Design is hereby authorized to issue Change Order #1 a contract increase, in the amount of ONE HUNDRED NINETY EIGHT THOUSAND ONE HUNDRED FIFTEEN DOLLARS AND THIRTY FOUR CENTS (\$198,115.34) to Agate Construction Company, Inc., in connection with the project known as MANTOLOKING BRIDGE FISHING PIER REHABILITATION PROJECT.
3. The Director and Clerk of the Board are hereby authorized and directed to enter into an Amendatory Contract with Agate Construction Company, Inc., 2819 Fire Rd. Egg Harbor Township, NJ 08234 to cover Change Order #1 and to provide additional information and furnish such documents as may be required.
4. The contract number must be placed on all papers, documents, invoices and vouchers pertaining to said contract the number being B2023-156CE.

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be made available to the County Auditor, County Director of Purchasing, County Director of Finance, County Director of Parks & Recreation, County Counsel and Colliers Engineering and Design.