

UNION COUNTY IMPROVEMENT AUTHORITY

1499 US Highway One, North, 3rd Floor
 Rahway, New Jersey, 07065
 www.ucimprovementauthority.org
 (732) 382-9400 (732) 382-5862 fax

Resolution No. 74-2015

Date: November 4, 2015

**RESOLUTION OF THE UNION COUNTY IMPROVEMENT
 AUTHORITY AUTHORIZING AN EXTENDED SERVICES
 AGREEMENT WITH NETTA ARCHITECTS IN
 CONNECTION WITH THE NEW UNION COUNTY
 FAMILY COURT BUILDING AT CHERRY STREET IN
 ELIZABETH, NEW JERSEY.**

APPROVED AS TO FORM:
 Lisa M. da Silva, RMC
 Clerk of the Authority

APPROVED AS TO SUFFICIENCY OF FUNDS
 YES NO NONE REQUIRED
 UNION COUNTY IMPROVEMENT AUTHORITY

Lisa M. da Silva

[Signature]

	PRESENT	ABSENT	AYE	NAY	ABSTAIN	MOTION	SECOND
<i>Bornstad</i>	1		1				1
<i>D'Elia</i>	1		1				
<i>Hines</i>	1		1				
<i>Hockaday</i>	1		1			1	
<i>Salerno, Secretary</i>		1					
<i>Tomko, Treasurer</i>		1					
<i>Vollero</i>							
<i>Rountree, Vice Chair</i>	1		1				
<i>Scutari, Chairman</i>	1		1				

**RESOLUTION OF THE UNION COUNTY IMPROVEMENT
AUTHORITY AUTHORIZING AN EXTENDED SERVICES
AGREEMENT WITH NETTA ARCHITECTS IN
CONNECTION WITH THE NEW UNION COUNTY
FAMILY COURT BUILDING AT CHERRY STREET IN
ELIZABETH, NEW JERSEY.**

WHEREAS, the Authority entered into a Shared Services Agreement dated November 1, 2011 with the County of Union (the "County"), pursuant to the Uniformed Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, *et seq.*, in which the County requested that the Authority assist it with the design, financing, management and construction of a new Family Court Building and Parking Deck for the Superior Court, County of Union (the "Project") in Elizabeth, New Jersey, and the Authority has agreed to undertake all actions necessary to implement the Project, which include, but are not limited to, the hiring of certain professionals for the Project; and

WHEREAS, the County has previously contracted with Netta Architects ("Netta") for Architectural and Engineering Design of the Project, as described and included in Netta's proposal dated September 14, 2009, approved on January 21, 2010 by Resolution No. 2010-92 of the Board of Chosen Freeholders of the County of Union, and amended on July 9, 2010 by Resolution No. 2010-354 (the "Proposal"), and

WHEREAS, the Authority was authorized by the Shared Services Agreement and by law to contract for professional services such as those contemplated in this Agreement, without public advertising or bidding pursuant to N.J.S.A. 40A:11-1 *et seq.* and;

WHEREAS, On February 22, 2012, the Authority and Netta entered into a Professional Services Agreement (the "Agreement"), by and between themselves, pursuant to Netta's services and fee proposal included therein, to provide all services concerning the Project, including, but not limited to, Architectural and Engineering Design of the Project, for and on behalf of the Authority for a cost not to exceed \$869,102.00, as set forth in the Agreement; and

WHEREAS, On February 22, 2012, the Board of Commissioners of the Authority adopted Resolution 22-2012, approving the Agreement between the Authority and Netta ; and

WHEREAS, due to the termination of the General Contractor, the takeover by the bonding company and the replacement of the General Contractor, the substantial completion date of the Project has been extended through December 2016; and

WHEREAS, Netta's contract amount for Architectural and Engineering Design of the Project has been fully expended; and

WHEREAS, previously, in or about January 2015, the Authority issued Requests for Qualifications through a fair and open process for various consulting and professional services and the Authority received a proposal from Netta in response to the RFQ; and

WHEREAS, after evaluation, the Authority prequalified various firms to perform consulting and professional services for the Authority on an as-needed basis; and

WHEREAS, by resolution adopted by the Authority on February 4, 2015, Netta was one of the firms prequalified to perform Professional Services; and

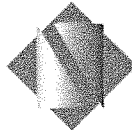
WHEREAS, the Authority has a need for an extension of the Agreement with Netta for Architectural and Engineering Design services in connection with the Project; and

WHEREAS, on July 23, 2015, Netta submitted a proposal to extend their Agreement for Services in connection with the Project from October 1, 2015 through October 1, 2016, for an amount not to exceed \$368,423.00, a copy of which is attached hereto as **Exhibit A**; and

WHEREAS, the Authority has reviewed Netta's proposal and desires to extend its Agreement with Netta for an amount not to exceed \$368,423.00.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Authority as follows:

1. The aforesaid recitals are incorporated herein as if set forth at length;
2. The Authority hereby awards an extension to the Agreement for Architectural and Engineering Design of the Project with Netta, pursuant to and in accordance with its proposal (**Exhibit A**);
3. The Executive Director is hereby authorized and directed to execute the extension of the Agreement between the Authority and Netta for an amount not to exceed \$368,423.00;
4. The Executive Director is hereby authorized and directed to take any and all actions necessary to implement the contract;
4. This resolution shall be published in accordance with law.



NettaArchitects
REQUEST FOR AMENDMENT OF PROFESSIONAL SERVICES

July 23, 2015

Mark Brink, Project Director
 Union County Improvement Authority
 1499 Routes 1 & 9 North
 Rahway, NJ 07065

RE: **Request for Contract Amendment No.: 11**

Date of Contract: January 21, 2010
 Project Description: Justice Complex Family Court Building
 Project address: Elizabeth, NJ
 NETTA Project No.: 210951-A Resolution No.:2010-512 Dated 5/20/10

This request being made this day is to provide the following additional or amended architectural/engineering services to our Contract for Services Agreement referred to in Article 1 and shall further modify our written agreement as listed below:

This amendment will extend the Construction Administration services for an additional twelve (12) months beyond our present completion date of September 30, 2015. Professional services will run from October 1, 2015 through October 1, 2016, due to the issue with the General Contractor and extended construction duration.

11.1 Architecture / Engineering..... \$ 358,423.00
 11.2 Reimbursable Expenses..... \$ 10,000.00

Total Fee Request for Contract Amendment No. 11..... \$ 368,423.00
Additional time required to complete all work..... 12 Months

STATEMENT HISTORY

Original Contract Services Fee.....	\$ 904,650.00
Previously Authorized Amendments:	
o CO No. 1.....	\$1,810,925.00
o CO No. 2.....	\$ 40,000.00
o CO No. 3.....	\$ 12,000.00
o CO No. 4.....	\$ 335,000.00
o CO No. 5.....	\$ 67,800.00
o CO No. 6.....	\$ 50,000.00
o CO No. 7.....	\$ 25,000.00
o CO No. 8.....	\$ 60,500.00
o CO No. 9.....	\$ 285,352.94
o CO No10.....	\$ 158,340.00

Subtotal of Original Contract and Previously Approved Change Orders above\$ 4,049,567.94 plus**

****Subtotal Fee noted above shall change to include this RFCA No.: 11 after signing below.....\$ 368,423.00**

Submitted for approval by:

 Nicholas J. Netta, AIA, NCARB Principal

The above estimated fees/costs relating to this Contract Amendment are satisfactory and are hereby accepted. All additional/revised services will be performed in accordance with the same terms and conditions as specified in the original Contract. The client acknowledges that by accepting this Contract Amendment, they agree to compensate Netta Architects as shown above and such compensation does not depend on the Client receiving a Contract Amendment from its client, if applicable.

Authorized Signature (Client): Daniel Sullivan

Date: 11/3/15

Print Name: DANIEL SULLIVAN

Title: EXEC DIRECTOR

NETTA ARCHITECTS:

Date: _____

NICHOLAS J. NETTA, AIA, NCARB