

# UNION COUNTY IMPROVEMENT AUTHORITY

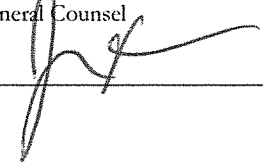
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 Rahway, New Jersey, 07065  
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 (732) 382-9400 (732) 382-5862 fax

Resolution No. 98-2016

Date: November 2, 2016

**RESOLUTION OF THE UNION COUNTY IMPROVEMENT AUTHORITY  
 APPROVING CHANGE ORDER NO. 6 TO THE CONTRACT FOR  
 CONSTRUCTION OF THE NEW UNION COUNTY FAMILY  
 COURTHOUSE BUILDING AT CHERRY STREET, ELIZABETH, NEW  
 JERSEY.**

APPROVED AS TO FORM:  
 DeCotiis, Fitzpatrick and Cole, LLC.  
 General Counsel

  
 \_\_\_\_\_

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

  
 \_\_\_\_\_

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

**RESOLUTION OF THE UNION COUNTY IMPROVEMENT AUTHORITY  
APPROVING CHANGE ORDER NO. 6 TO THE CONTRACT FOR  
CONSTRUCTION OF THE NEW UNION COUNTY FAMILY  
COURTHOUSE BUILDING AT CHERRY STREET, ELIZABETH, NEW  
JERSEY.**

**WHEREAS**, the Union County Improvement Authority (the "Authority") has been created by resolution of the Board of Chosen Freeholders of the County of Union as a public body corporate and politic of the State of New Jersey, pursuant to and in accordance with the County Improvement Authorities Law, N.J.S.A. 40:37A-44 *et seq.*, and the acts amendatory thereof and supplemental thereto; and

**WHEREAS**, the Authority has 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 has 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; and

**WHEREAS**, on June 12, 2013, the Authority awarded a contract for the construction of the new Union County Family Court Building to APS Contracting Inc. (the "Contract") as the lowest responsible bidder, exclusive of the deduct alternate, in the amount of \$33,380,000.00, in accordance with N.J.S.A. 40A: 11-1 *et seq.*; and

**WHEREAS**, in accordance with the Contract, Fidelity and Deposit Company of Maryland, and Zurich American Insurance Company ("Surety") issued a Performance/Payment/Warranty Bond, identified as Bond No. PRF8359373, dated June 24, 2013, on behalf of APS in connection with the Project (the "Bond"); and

**WHEREAS**, APS Contracting Inc. subsequently failed to perform in accordance with the terms and conditions of the Contract; and

**WHEREAS**, on or about April 30, 2015, the Executive Director terminated the Contract with APS in accordance with terms and conditions of the Contract; and

**WHEREAS**, the Authority subsequently executed a Takeover Agreement with the Surety for the completion of the Project; and

**WHEREAS**, the Project now has a need for certain changes, the cost of which is anticipated to be \$150,000.00, as detailed in Change Order No. 006, attached hereto and made a part hereof; and

**WHEREAS**, the changes are necessary and reasonable for the Project;

**NOW, THEREFORE, BE IT RESOLVED** by the Union County Improvement Authority that Change Order No. 006 be and is hereby approved in the amount of not more than \$150,000.00, as detailed in Change Order No. 006, attached hereto and made a part hereof.

**BE IT FURTHER RESOLVED** that the Executive Director is hereby authorized to approve Change Order No. 006, attached hereto and made a part hereof.

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately.

COUNTY OF UNION  
Courthouse Building  
MAST Construction Services

Change Order #6 Narrative  
11/2/16

The following is a brief narrative summarizing Change Order #6 (\$150,000.00) which is comprised of the recent requests that were submitted by the County of Union and the Union County Sheriff's Office in September, 2016 for the New Union County family Court.

- 1) County Phone System (\$50,000) – The data and voice system within the new courthouse will be an extension of the existing networks that are in place within the Elizabethtown Plaza Complex (for the County & State). While the general contractor's scope of work includes running the fiber to the new building (to extend the network) and installing all of the backbone and horizontal cabling throughout the building, the owner and/or end users are to supply the necessary equipment (phones, switches, ups, etc.) to complete the systems. This budget amount is for the County phones only. The State is furnishing their own equipment.
  
- 2) Security Items: Data, Cameras & Card Readers (\$55,000) – This budget estimate is based upon the following requests:
  - a. Cameras in 2<sup>nd</sup> – 4<sup>th</sup> floor Holding Cells (6 Total): All cells in 1<sup>st</sup> floor Detention Area have cameras, however, the upper floor holding cells (2 on each floor between courtrooms) are not designed to include cameras. The Sheriff's Office has requested that cameras be added inside these holding cells to monitor the prisoners at all times.
  
  - b. CJIS/NCIC Homeruns (6 Data Lines Total): The FBI requires that certain data transmissions (e.g., background checks) be conducted via dedicated and secure data lines (installed in tamper proof conduit). The Sheriff's Office has requested that two (2) secure data lines be installed for such transmissions from the main 1<sup>st</sup> Floor IT Room to each of the following locations: the Control Room, Intake Room and Fingerprint Station.
  
  - c. Add Card Reader at Prosecutor Office Man Door: The single man door that separates the Prosecutor Space from the main building is designed to include a card reader on the main building side only. However, the Sheriff's Office has requested that an additional card reader to be added on the interior of the Prosecutor Space and that the access controls be programmed so that the door is fail secure.

3) Control Room Door, Reception Desk & Gas Meter Fencing (\$45,000) – This budget estimate is based upon the following requests:

- a. Glass Door: The Sheriff's Office has requested that a glass door be added between the Captain's Office and the Control Room for easier access between the spaces and so that the Captain can see into the Control Room from his/her office.
- b. Sheriff Reception Desk with Gun Locker: The Sheriff's Office requested to add a reception desk within the Main Lobby (northeast corner near entrance) which will be equipped with a gun locker for visiting law enforcement.
- c. Addition Protection for Gas Meter: The Sheriff's Office has requested to add additional bollards to the ones already installed or to install a protective fence around the meter to prevent people from trespassing.



# AIA Document G701/CMa™ – 1992

## Change Order - Construction Manager-Adviser Edition

**PROJECT (Name and address):**  
Union County Family Court Building

**CHANGE ORDER NUMBER:** 006  
**INITIATION DATE:** 11/2/16

**OWNER:**   
**CONSTRUCTION MANAGER:**   
**ARCHITECT:**   
**CONTRACTOR:**   
**FIELD:**   
**OTHER:**

**TO CONTRACTOR (Name and address):**  
Zurich North America  
on behalf of Fidelity and Deposit  
Company of Maryland  
P.O.B. 968038  
Schaumburg, IL 60196

**PROJECT NUMBERS:** 291D /  
**CONTRACT DATE:** July 1, 2013  
**CONTRACT FOR:** General  
Construction

**THE CONTRACT IS CHANGED AS FOLLOWS:**

Union County and Union County Sheriff Change Requests:

1. County Phone System - \$50,000.00
  2. Security Items: CJIS Lines, Holding Cell Cameras & Card Reader - \$55,000.00
  3. Control Room Door, Reception Desk, Fencing at Gas Meter - \$45,000.00
- See attached narrative

The original Contract Sum was	\$ 33,380,000.00
Net change by previously authorized Change Orders	\$ 3,467,581.36
The Contract Sum prior to this Change Order was	\$ 36,847,581.36
The Contract Sum will be increased by this Change Order in the amount of	\$ 150,000.00
The new Contract Sum including this Change Order will be	\$ 36,997,581.36

The Contract Time will be increased by Zero (0) days.

The date of Substantial Completion as of the date of this Change Order therefore is

**NOTE:** This summary does not reflect changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive..

**NOT VALID UNTIL SIGNED BY THE OWNER, CONSTRUCTION MANAGER, ARCHITECT AND CONTRACTOR.**

MAST Construction Services, Inc.  
**CONSTRUCTION MANAGER (Firm name)**  
96 East Main Street, Little Falls, NJ 07424  
**ADDRESS**

Netta Architects  
**ARCHITECT (Firm name)**  
1084 Route 22 West, Mountainside, NJ 07092  
**ADDRESS**

**BY (Signature)**  
James Napolitano  
**(Typed name) DATE:**

**BY (Signature)**  
Laurence Uher  
**(Typed name) DATE:**

Zurich North America  
**CONTRACTOR (Firm name)**  
P.O.B. 968038, Schaumburg, IL 60196  
**ADDRESS**

Union County Improvement Authority  
**OWNER (Firm name)**  
1499 Routes 1 & 9 North, Rahway, NJ 07065  
**ADDRESS**

**BY (Signature)**  
Paul Grego  
**(Typed name) DATE:**

**BY (Signature)**  
Dan Sullivan  
**(Typed name) DATE:**