

**RESOLUTION NO.: 104-2014**

Member Bernsard introduced and moved the adoption of the following resolution and Member Tomko seconded the motion:

**RESOLUTION OF THE UNION COUNTY IMPROVEMENT  
AUTHORITY APPROVING THE MINUTES OF THE NOVEMBER 5,  
2014 MEETING**

**WHEREAS**, the Union County Improvement Authority (the "Authority") has been duly created by an Ordinance of the Board of Chosen Freeholders of the County of Union, New Jersey), as a public body and 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

**WHEREAS**, the Authority, pursuant to its By-Laws, makes and retains minutes of its meetings, including its Regular Meetings, and also makes and retains minutes of any Executive Sessions that occur during a meeting; and

**WHEREAS**, The Authority has prepared Minutes of the Meeting of November 5, 2014 (the "Minutes"), and has presented the Minutes to the Commissioners for review;

**NOW, THEREFORE, BE IT RESOLVED** by the Union County Improvement Authority that the Minutes are hereby approved and released for publication in accordance with law.

The foregoing resolution was adopted by the following roll call vote:

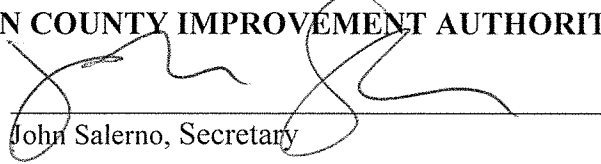
RECORD OF VOTE	YEA	NAY	ABSTAIN	MOTION	ABSENT	SECOND
Ronald Bornstad Commissioner	✓			✓		
Seb D'Elia Commissioner			✓		✓	
Linda Hines Commissioner	✓					
Steve Hockaday Commissioner					✓	
John Salerno Secretary					✓	
Bryan Tomko Treasurer	✓					✓
Carolyn Vollero Commissioner					✓	
Cherron Rountree Vice Chairman					✓	
Tony Scutari Chairman	✓					
TOTAL:	4		1			

### CERTIFICATION

I, JOHN SALERNO, Secretary of the Union County Improvement Authority, HEREBY CERTIFY that the foregoing **RESOLUTION OF THE UNION COUNTY IMPROVEMENT AUTHORITY APPROVING THE MINUTES OF THE MEETING OF NOVEMBER 5, 2014** is a true copy of a resolution adopted by the governing body of the Authority on December 3, 2014.

UNION COUNTY IMPROVEMENT AUTHORITY

By:

  
John Salerno, Secretary

Dated: December 3, 2014  
(SEAL)

**RESOLUTION NO.: 105-2014**

Member Hines introduced and moved the adoption of the following resolution and Member D'Elia seconded the motion:

**RESOLUTION OF THE UNION COUNTY IMPROVEMENT  
AUTHORITY APPROVING A BILL LIST AND THE RELEASE OF  
VOUCHERS FOR PROCESSING AND PAYMENT, SUBJECT TO  
CERTIFICATION THAT SUFFICIENT FUNDS ARE AVAILABLE**

**WHEREAS**, the Union County Improvement Authority (the "Authority") has been duly created by an Ordinance of the Board of Chosen Freeholders of the County of Union, New Jersey), as a public body and 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

**WHEREAS**, the Authority may incur expenses on behalf of specific projects as well as for its general and administrative needs; and

**WHEREAS**, the Authority has reviewed the invoices which are summarized on the Bill List attached hereto and made part hereof, and has determined that all invoices are correct, genuine and eligible for payment;

**NOW, THEREFORE, BE IT RESOLVED** by the Union County Improvement Authority that the Interim Executive Director be authorized to release vouchers for the processing and payment of the invoices on the attached Bill List, subject to certification that sufficient funds are available.

The foregoing resolution was adopted by the following roll call vote:

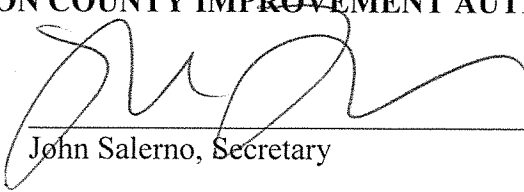
RECORD OF VOTE	YEA	NAY	ABSTAIN	MOTION	ABSENT	SECOND
Ronald Bornstad Commissioner	✓					
Seb D'Elia Commissioner	✓					✓
Linda Hines Commissioner	✓			✓		
Steve Hockaday Commissioner					✓	
John Salerno Secretary					✓	
Bryan Tomko Treasurer	✓					
Carolyn Vollero Commissioner					✓	
Cherron Rountree Vice Chairman					✓	
Tony Scutari Chairman	✓					
TOTAL:	5					

### CERTIFICATION

I, JOHN SALERNO, Secretary of the Union County Improvement Authority, HEREBY CERTIFY that the foregoing **RESOLUTION OF THE UNION COUNTY IMPROVEMENT AUTHORITY APPROVING A BILL LIST AND THE RELEASE OF VOUCHERS FOR PROCESSING AND PAYMENT, SUBJECT TO CERTIFICATION THAT SUFFICIENT FUNDS ARE AVAILABLE** is a true copy of a resolution adopted by the governing body of the Authority on December 3, 2014.

UNION COUNTY IMPROVEMENT AUTHORITY

By:

  
John Salerno, Secretary

Dated: December 3, 2014

(SEAL)

**RESOLUTION NO.: 106-2014**

Member D'Elia introduced and moved the adoption of the following

Resolution, and Member Tonko seconded the motion:

**RESOLUTION OF THE UNION COUNTY IMPROVEMENT  
AUTHORITY AUTHORIZING A POLICY FOR THE PROVISION  
OF HEALTH BENEFITS TO EMPLOYEES UPON RETIREMENT  
FROM SERVICE WITH THE AUTHORITY AND AUTHORIZING  
THE EXECUTIVE DIRECTOR TO EXECUTE SAME THEREOF**

**WHEREAS**, the Union County Improvement Authority (the "Authority") has been duly created by ordinance of the Union County Board of Chosen Freeholders ("Board"), as a public body corporate and politic of the State of New Jersey pursuant to and in accordance with the County Improvement Authorities Law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State, as amended and supplemented from time to time; and

**WHEREAS**, the Authority provides health insurance coverage for its employees; and

**WHEREAS**, the Authority desires to formalize a policy for the provision of health benefits to employees upon retirement from service with the Authority.

**NOW, THEREFORE, BE IT RESOLVED** by the Union County Improvement Authority that it hereby adopts the following policy for the provision of health benefits to certain retirees as follows:

1. *Policy*

The Union County Improvement Authority ("Authority") shall provide health insurance benefits, and pay all premiums associated therewith, subject to any mandatory contributions by the employee/retiree required under Federal or New Jersey law, to all eligible employees upon their retirement provided that they meet the eligibility criteria set forth in this policy. The Authority reserves the right to change or modify plans at any time so long as the modified plan provides substantially equivalent or better coverage to that in effect at the time of the employee's retirement and further provided said coverage remains generally available in the insurance market at commercially reasonable rates. This benefit shall cover the retiree, the retiree's spouse and/or eligible dependent(s) at the time of retirement. In the event of the retiree predeceasing said spouse and/or eligible dependent(s), coverage shall continue for the surviving spouse and/or eligible dependent(s).

2. *Eligibility*

All full-time employees who retire on or after December 1, 2014 and who:

- (1) Retire on a disability pension; or
- (2) Have twenty-five (25) years or more of service in the Public Employees Retirement System ("PERS") and/or in the Police and Firemen's Retirement System ("PFRS"), with a minimum of five (5) years of service with the Authority; or
- (3) Have twenty-five (25) years of service with the Authority; or
- (4) Have reached the age of sixty-two (62) years or older and have at least fifteen (15)

years of service in PERS and/or PFRS with a minimum of five (5) years of service with the Authority.

3. *Buyout Program*

Retirees who are eligible to receive benefits or who hereinafter receive benefits under this policy shall be eligible to participate in the Authority's Voluntary Health Benefit Buyout Program.

4. All prior Resolutions, policies, or practices of the Authority, or parts thereof, which are inconsistent or in conflict with the provisions of this Resolution are hereby deemed rescinded on the effective date hereof only to the extent of such inconsistency or conflict and only with respect to individuals currently employed by the Authority.

5. This Resolution and this Policy shall be effective immediately and shall also be added to the Authority's Employee Handbook and Policies and Procedures Manual.

The foregoing resolution was adopted by the following roll call vote:

RECORD OF VOTE	YEA	NAY	ABSTAIN	MOTION	ABSENT	SECOND
Ronald Bornstad Commissioner	✓					
Seb D'Elia Commissioner	✓			✓		
Linda Hines Commissioner	✓					
Steve Hockaday Commissioner					✓	
John Salerno Secretary					✓	
Bryan Tomko Treasurer	✓					✓
Carolyn Vollero Commissioner					✓	
Cherron Rountree Vice Chairman					✓	
Tony Scutari Chairman	✓					
TOTAL:	5					

## CERTIFICATION

I, JOHN SALERNO, Secretary of the Union County Improvement Authority, HEREBY CERTIFY that the foregoing **RESOLUTION OF THE UNION COUNTY IMPROVEMENT AUTHORITY AUTHORIZING A POLICY FOR THE PROVISION OF HEALTH BENEFITS TO EMPLOYEES UPON RETIREMENT FROM SERVICE WITH THE AUTHORITY AND AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE SAME THEREOF** is a true copy of a resolution adopted by the governing body of the Authority on December 3, 2014.

**UNION COUNTY IMPROVEMENT AUTHORITY**

By: \_\_\_\_\_

John Salerno, Secretary

Dated: December 3, 2014  
(SEAL)

Member Tomko introduced and moved the adoption of the following resolution and Member Bornsted seconded the motion:

**RESOLUTION OF THE UNION COUNTY IMPROVEMENT AUTHORITY  
AUTHORIZING CONTRACT AMENDMENT NO. 4 TO THE AGREEMENT  
WITH NETTA ARCHITECTS, LLC FOR ARCHITECTURAL AND  
ENGINEERING DESIGN SERVICES IN CONNECTION WITH  
CONSTRUCTION OF A NEW STUDENT SERVICES CENTER AND  
CLASSROOMS AT UNION COUNTY COLLEGE, CRANFORD, NJ**

**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 previously entered into a Shared Services Agreement dated September 28, 2011 (the Shared Services Agreement") with Union County Community College (the "College"), pursuant to the Uniformed Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, *et seq.*, in which the College has requested that the Authority assist it with the design, financing, management and construction of a new two-story addition of approximately 35,000 square feet that will provide space for student services and additional classrooms at the College's Cranford Campus (the "Project"), 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**, in accordance with the Shared Services Agreement, and pursuant to Resolution No. 33-2013, adopted on May 14, 2013, the Authority awarded a Professional Services Agreement to Netta Architects, LLC ("Netta") for all Architectural and Engineering Design Services concerning the Project at a fee not to exceed \$1,140,000.00 including direct reimbursable expenses (the "Contract"); and

**WHEREAS**, Netta has incurred additional expenses for the Project due to the need for additional Architectural and MEP Engineering services, which additional expense is in the amount of \$17,000.00; and

**WHEREAS**, the Architectural and MEP Engineering services included in this Contract Amendment No. 4 are necessary and reasonable for the Project;

**NOW, THEREFORE, BE IT RESOLVED** by the Union County Improvement Authority, that Contract Amendment No. 4 to the Contract be approved in the amount of \$17,000.00, as set forth in the November 17, 2014 communication from Netta requesting an amendment to the Contract for the above-stated purpose, which amendment request is attached hereto as Exhibit A and made a part hereof; and

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

The foregoing resolution was adopted by the following roll call vote:



RECORD OF VOTE	YEA	NAY	ABSTAIN	MOTION	ABSENT	SECOND
Ronald Bornstad Commissioner	✓					✓
Seb D'Elia Commissioner	✓					
Linda Hines Commissioner	✓					
Steve Hockaday Commissioner	✓					
John Salerno Secretary					✓	
Bryan Tomko Treasurer	✓			✓		
Carolyn Vollero Commissioner					✓	
Cherron Rountree Vice Chairman					✓	
Tony Scutari Chairman	✓					
TOTAL:	6					

#### CERTIFICATION

I, JOHN SALERNO, Secretary of the Union County Improvement Authority, HEREBY CERTIFY that the foregoing **RESOLUTION OF THE UNION COUNTY IMPROVEMENT AUTHORITY AUTHORIZING CONTRACT AMENDMENT NO. 4 TO THE AGREEMENT WITH NETTA ARCHITECTS, LLC FOR ARCHITECTURAL AND ENGINEERING DESIGN SERVICES IN CONNECTION WITH CONSTRUCTION OF A NEW STUDENT SERVICES CENTER AND CLASSROOMS AT UNION COUNTY COLLEGE, CRANFORD, NJ** is a true copy of a resolution adopted by the governing body of the Authority on December 3, 2014.

**UNION COUNTY IMPROVEMENT AUTHORITY**

By: \_\_\_\_\_

John Salerno, Secretary

Dated: December 3, 2014  
(SEAL)



Member Tenke introduced and moved the adoption of the following resolution and Member Bornsted seconded the motion:

**RESOLUTION OF THE UNION COUNTY IMPROVEMENT AUTHORITY APPROVING CHANGE ORDER #002 FROM APS CONTRACTING, INC. FOR THE GENERAL CONSTRUCTION OF THE UNION COUNTY FAMILY COURT BUILDING**

**WHEREAS**, the Union County Improvement Authority ("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. 40:37-44, et. seq. and the acts amendatory thereof and supplemental thereto; and

**WHEREAS**, the Union County Improvement Authority (the "Authority") has been duly created by ordinance of the Union County Board of Chosen Freeholders as a public body corporate and politic of the State of New Jersey pursuant to and in accordance with the County Improvement Authorities Law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State, as amended and supplemented from time to time (the "Act"); 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 ("City"), and the Authority has agreed to undertake all actions necessary to implement the Project; and

**WHEREAS**, on or about May 1, 2013, the Authority published a notice of bids pursuant to New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. for the Construction of the Project (the "Project Services"), and on June 12, 2013, it awarded the contract to the lowest responsible bidder, APS Contracting, Inc. ("Contractor") in the amount of \$33,380,000; and

**WHEREAS**, due to the delay in the issuance of building permits from the City and an extraordinary number of days lost due to extreme weather conditions, the Contractor has proposed Change Order #2 (see attached) to the Project as follows:

- 1) PCO #00016 – Bulletin #1 – Inclusion of a full Smoke Evacuation System as required by the Elizabeth Building Department - \$1,607,711.52
- 2) PCO #00019 – Bulletin #2 – Added Computer Terminals as requested by the End User of the Building - \$9,301.88; and
- 3) PCO #00037 – Costs tied to the Weather Delays from last winter. These costs include equipment rentals for the shear walls and concrete work. - \$80,952.10
- 4) Time Extension General Condition Costs
  - a) Permit Delay (46 Days @ \$1,700 = \$78,200)
  - b) Weather Delay (35 Days @ \$2,300 = \$80,500)
  - c) Bulletin #1 Extension (45 Days @ \$2,300 = \$103,500)

d) Total = \$250,700 For 7 Months (\$35,814.29/Month)

The total of PCO #00016, PCO #00019, PCO#00037, and Time Extension General Condition Costs is \$1,960,165.50.

**NOW, THEREFORE, BE IT RESOLVED** by the Union County Improvement Authority, that Change Order No. 2 to the Project in the form attached hereto and made a part hereof be approved, and the Contract between the Authority and the Contractor be modified to reflect same as contained herein; and

The foregoing resolution was adopted by the following roll call vote:

RECORD OF VOTE	YEA	NAY	ABSTAIN	MOTION	ABSENT	SECOND
Ronald Bornstad Commissioner	✓					✓
Seb D'Elia Commissioner	✓					
Linda Hines Commissioner	✓					
Steve Hockaday Commissioner	✓					
John Salerno Secretary					✓	
Bryan Tomko Treasurer	✓			✓		
Carolyn Vollero Commissioner					✓	
Cherron Rountree Vice Chairman					✓	
Tony Scutari Chairman	✓					
TOTAL:	6					

#### CERTIFICATION

I, **JOHN SALERNO**, Secretary of the Union County Improvement Authority, HEREBY CERTIFY that the foregoing **RESOLUTION OF THE UNION COUNTY IMPROVEMENT AUTHORITY APPROVING CHANGE ORDER #002 FROM APS CONTRACTING, INC. FOR THE GENRAL CONSTRUCTION OF THE UNION COUNTY FAMILY COURT BUILDING** is a true copy of a resolution adopted by the governing body of the Improvement Authority on ~~December 3, 2014~~

December 3, 2014

**UNION COUNTY IMPROVEMENT AUTHORITY**

By: \_\_\_\_\_

John Salerno, Secretary

Dated: ~~December 3, 2014~~

(SEAL) December 3, 2014

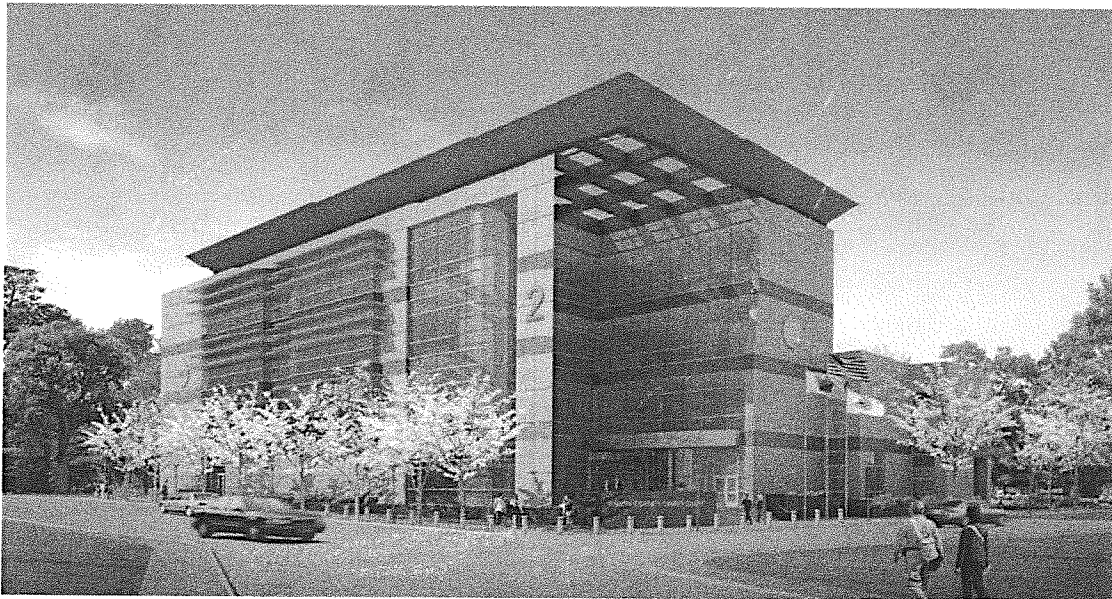
# UNION COUNTY COURTHOUSE CHERRY STREET ANNEX

**CHANGE ORDER:** #002

**DATE:** DECEMBER 3, 2014

**SUBMITTED TO:** UNION COUNTY IMPROVEMENT AUTHORITY  
C/O UNION COUNTY UTILITIES AUTHORITY  
1499 ROUTES 1& 9 NORTH  
RAHWAY, NJ 07065

**PROJECT:** UNION COUNTY COURTHOUSE  
CHERRY STREET ANNEX  
2 CHERRY STREET  
ELIZABETH, NEW JERSEY



RENDERING OF THE UNION COUNTY FAMILY COURT BUILDING PROVIDED BY NETTA ARCHITECTS

**SUBMITTED BY:**

**MAST**

**MAST CONSTRUCTION SERVICES, INC.**

December 3, 2014

Mr. Daniel P. Sullivan  
Executive Director  
Union County Improvement Authority  
C/o UCUA  
1499 Routes 1& 9 North  
Rahway, NJ 07065

Re: Union County Courthouse Cherry Street Annex – Change Order #2

Dear Mr. Sullivan:

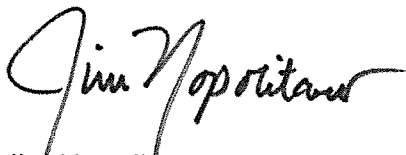
Please find the enclosed change order request from APS Contracting, Inc. for the above referenced project. In addition, please find a brief narrative along with the approved associated Potential Change Order (PCO) for which identifies the reason for each request.

MAST has reviewed the cost of each PCO, and we find that they are valid. The total additional cost for Change Order #002 is \$1,960,165.50. A formal change order (AIA Change Order #002) to their contract has been drafted and is also enclosed. Please sign the attached AIA Change Order #002 authorizing the additional work.

If you should have any questions, please do not hesitate to call.

Very truly yours,

MAST Construction Services, Inc.



Jim Napolitano  
Senior Project Manager



Richard Brown  
Senior Vice President

Enclosures

cc: Mr. Mark Brink  
Mr. Nicholas Netta  
Mr. Larry Uher  
Mr. Jonathan Williams Esq.

UCIA  
Netta Architects  
Netta Architects  
DeCotiis, Fitzpatrick & Cole, LLP

# **UNION COUNTY FAMILY COURT**

## **TABLE OF CONTENTS**

<b>SECTION 1</b>	<b>AIA DOCUMENT G701/CMA - 1992</b>
<b>SECTION 2</b>	<b>CHANGE ORDER #002 NARRATIVE</b>
<b>SECTION 3</b>	<b>PCO - 00016 (BULLETIN #1 - SMOKE EVACUATION SYSTEM - \$1,607,711.52)</b>
<b>SECTION 4</b>	<b>PCO - 00019 (COMPUTER TERMINALS - \$9,301.88)</b>
<b>SECTION 5</b>	<b>PCO - 00037 (HIGH MOUNTAIN CONCRETE WEATHER DELAY COSTS - \$80,952.10)</b>
<b>SECTION 6</b>	<b>TIME EXTENSION GENERAL CONDITION COSTS</b> 1) PERMIT DELAY (46 DAYS @ \$1,700 = \$78,200) 2) WEATHER DELAY (35 DAYS @ \$2,300 = \$80,500) 3) BULLETIN #1 EXTENSION (45 DAYS @ \$2,300 = \$103,500) 4) TOTAL = \$250,700 FOR 7 MONTHS (\$35,814.29/MONTH)

**UNION COUNTY COURTHOUSE  
CHERRY STREET ANNEX**

**TABLE OF CONTENTS**

SECTION 1	AIA DOCUMENT G701/CMA - 1992
SECTION 2	CHANGE ORDER #002 NARRATIVE
SECTION 3	PCO - 00016 (BULLETIN #1 - SMOKE EVACUATION SYSTEM - \$1,607,711.52)
SECTION 4	PCO - 00019 (COMPUTER TERMINALS - \$9,301.88)
SECTION 5	PCO - 00037 (HIGH MOUNTAIN CONCRETE WEATHER DELAY COSTS - \$80,952.10)
SECTION 6	TIME EXTENSION GENERAL CONDITION COSTS 1) PERMIT DELAY (46 DAYS @ \$1,700 = \$78,200) 2) WEATHER DELAY (35 DAYS @ \$2,300 = \$80,500) 3) BULLETIN #1 EXTENSION (45 DAYS @ \$2,300 = \$103,500) 4) TOTAL = \$250,700 FOR 7 MONTHS (\$35,814.29/MONTH)



# AIA Document G701/CMa™ – 1992

## Change Order - Construction Manager-Adviser Edition

<b>PROJECT (Name and address):</b> Union County Family Court Building	<b>CHANGE ORDER NUMBER:</b> 002 <b>INITIATION DATE:</b> 11/24/2014	<b>OWNER:</b> <input checked="" type="checkbox"/> <b>CONSTRUCTION MANAGER:</b> <input checked="" type="checkbox"/> <b>ARCHITECT:</b> <input checked="" type="checkbox"/> <b>CONTRACTOR:</b> <input checked="" type="checkbox"/> <b>FIELD:</b> <input checked="" type="checkbox"/> <b>OTHER:</b> <input type="checkbox"/>
<b>TO CONTRACTOR (Name and address):</b> APS Contracting, Inc. 155 - 161 Pennsylvania Ave. Paterson, NJ 07503	<b>PROJECT NUMBERS:</b> / <b>CONTRACT DATE:</b> June 17, 2013 <b>CONTRACT FOR:</b> General Construction	

### THE CONTRACT IS CHANGED AS FOLLOWS:

Per Article 7 - Changes in work (Section 7.2 - Change Orders) of the General Conditions, and Section 012600 - Contract Modification Procedures, and Section 012900 - Payment Procedures of the Project Specifications, the following PCO's have been agreed upon by all parties:

- 1) PCO #00016 – Bulletin #1 – Inclusion of a full Smoke Evacuation System as required by the Elizabeth Building Department - \$1,607,711.52. A time extension of fifty one (51) work days has been granted for this work, however the portion of the time extension in which APS will be granted additional general conditions has been agreed upon for forty five (45) days at a cost of \$2,300/day which is included below in #4 - Time Extension General Conditions.
- 2) PCO #00019 – Bulletin #2 – Added Computer Terminals as requested by the End User of the Building - \$9,301.88. No additional time has been granted for this work.
- 3) PCO #00037 – Costs tied to the Weather Delays from last winter. These costs include equipment rentals for the shear walls and concrete work. - \$80,952.10 . No additional time has been granted for this work.
- 4) Time Extension General Condition Costs
  - a) Permit Delay (46 Days @ \$1,700 = \$78,200)
  - b) Weather Delay (35 Days @ \$2,300 = \$80,500)
  - c) Bulletin #1 Extension (45 Days @ \$2,300 = \$103,500)
  - d) Total = \$262,200 for 7 Months (\$37,457.15/month)

The general conditions laid out in item #4 above will commence in the January 2015 requisition since APS's original contract was to be complete December 2014 with the original 18 month schedule.

The original Contract Sum was	\$ 33,380,000.00
Net change by previously authorized Change Orders	\$ 0.00
The Contract Sum prior to this Change Order was	\$ 33,380,000.00
The Contract Sum will be increased by this Change Order in the amount of	\$ 1,960,165.50
The new Contract Sum including this Change Order will be	\$ 35,340,165.50

The Contract Time will be increased by Fifty One (51) days.

The date of Substantial Completion as of the date of this Change Order therefore is July 31, 2015.

**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

BY (Signature)

Richard Brown

(Typed name)

DATE:

11/25/14

APS Contracting, Inc.

CONTRACTOR (Firm name)

155 - 161 Pennsylvania Ave., Paterson, NJ 07503

ADDRESS

BY (Signature)

Atanas Nahev

(Typed name)

DATE:

11/24/14

Netta Architects

ARCHITECT (Firm name)

1084 Route 22 West, Mountainside, NJ 07092

ADDRESS

BY (Signature)

Larry Uher

(Typed name)

DATE:

11-24-14

Union County Improvement Authority

OWNER (Firm name)

1499 Routes 1 & 9 North, Rahway, NJ 07065

ADDRESS

BY (Signature)

Dan Sullivan

(Typed name)

DATE:

12/03/14

Union County Courthouse  
Cherry Street Annex  
MAST Construction Services

Change Order #2 Narrative  
December 3, 2014

The following are brief narratives describing each of the approved Potential Change Orders (PCOs) that are included in Change Order #2 for the Union County Courthouse – Cherry Street Annex project:

- 1) **PCO 00016 – Bulletin #1 (Smoke Evacuation System)** – This PCO was a product of the Elizabeth Building Department's requirement to add a Smoke Evacuation System to the New Family Court project. This requirement was made after the contract for the awarded the General Construction Project. The smoke evacuation system is a substantial system that had to be added to the mechanical system in which major changes and additions were made. Included in this design was the addition of approximately 150 Fire/Smoke Dampers which also included extensive electrical work and changes in Ductwork. This changed also called for significant changes in wall types throughout the building adding additional ratings within the smoke evacuation zones.

Netta Architects issued Bulletin #1 on January 14, 2013, which included changes/modifications to approximately 30 drawings in which costs were received and reviewed for the last several months.

The original cost submitted by the General Contractor was \$1,748,940.45, and the negotiated and agreed to amount is \$1,607,711.52.

**Note:** A time extension of fifty one (51) work days has been granted for this work; however, the portion of time extension in which APS will be granted additional general conditions has yet to be agreed upon at this time.

- 2) **PCO 00019 – Bulletin #2 (Added Computer Terminals)** – The UCIA requested Netta Architects to add Computer Terminals in the 1<sup>st</sup> Floor Lobby. The additional computers will be used by the public and will allow them to access the internet and other services related to the facility.

Netta Architects issued Bulletin #2 on April 1, 2014 which included additional scope as explained above.

The original cost submitted by the General Contractor was \$10,347.48, and the negotiated and agreed to amount was \$9,301.88.

- 3) **PCO 00037 – High Mountain (Weather Delay)** – This PCO relates back to the Weather Delays from last winter. Due to severe winter, High Mountain was impacted during November 2013 through February 2014 in which a limited the amount of work that could be performed due to winter storms and frigid temperatures.

Since the project was originally delayed due to the permits not being released caused by the required smoke evacuation system design, APS was forced to perform Footing, Foundation, and

Shear Wall work during the winter months. The costs tied to this PCO includes the equipment rentals for the shear walls, and the footing and foundations forms as well as concrete equipment.

The original cost submitted by the General Contractor was \$81,601.65, and the negotiated and agreed to amount was \$80,952.10.

- 4) Time Extension General Condition Costs** – The following items are APS's general condition costs for the issued time extensions as agreed upon from Change Order #001 and the above PCO #00016 for Bulletin #1 – Smoke Evacuation System.

The general condition costs are as follows:

- 1) PERMIT DELAY (46 DAYS @ \$1,700 = \$78,200)
- 2) WEATHER DELAY (35 DAYS @ \$2,300 = \$80,500)
- 3) BULLETIN #1 EXTENSION (45 DAYS @ \$2,300 = \$103,500)
- 4) **TOTAL = \$262,200 FOR 7 MONTHS (\$37,457.15/MONTH)**

# APS Contracting, Inc.

## PROPOSED CHANGE ORDER

155-161 Pennsylvania Avenue

No. 00016

Paterson, NJ 07503

Phone: 973-754-1980

Fax: 973-754-1909

**TITLE:** Bulletin #1

**DATE:** 01/20/2014

APS Issued  
10.27.2014

**PROJECT:** Union County Family Court

**JOB:**

**TO:** Attn: Laurence K Uher

**CONTRACT NO:** 1

MAST Issued  
11.17.2014

Netta Architects

1084 Route 22 West

Mountainside, NJ 07092

Phone: 973-379-0006 Fax: 973-379-1061

**RE:**

**To:**

**From:**

**Number:**

### DESCRIPTION OF PROPOSAL

Netta Architects issued Bulletin #1 which included architectural and MEP changes/modifications. The submission from APS on 10/27/2014 includes cost proposals from all subcontractors. This PCO is separated by discipline for clarity and as agreed to by APS' PM and MAST Construction Senior PM. The PCO is an addition to APS' base contract. The associated cost(s) are attached for review and approval. This is a time impact is 55 working days in total as agreed to by MAST and APS. Please note that APS PCO #015 and PCO #24 are included in the cost for Bulletin #1 as directed by MAST for a consolidated PCO. GENERAL NOTE: APS reserves its right to claim additional time if these changes are deemed as impacts on the progress and the work posed within. APS reserve it right to claim additional scope that is pertaining to Bulletin #1 under separate cover or excluded beyond APS control.

Item	Description	Stock#	Quantity	Units	Unit Price	Tax Rate	Tax Amount	Net Amount
00001	Bulletin #1 A: Electrical: Cost proposal is reflective of Bulletin#1 (EQ-11) and resolved RFI #118 and RFI #120. Time impact is to Activity items # 1840, 1890, 1900 and 1910 electrical roughings on the 1st to 4th floor.		1		\$369,986.00	0.00%	\$0.00	\$369,986.00
00002	Bulletin #1 B: Plumbing-No Cost impact as stated by Braun Plumbing email dated 2/10/2014. (Not attached)		1		\$0.00	0.00%	\$0.00	\$0.00
00003	Bulletin #1 C- Sprinkler subcontractor: Proposal dated 4/15/2014. Time impact: Activity Line item # 0450.		1		\$1,136.94	0.00%	\$0.00	\$1,136.94
00005	Bulletin #1 E: Mechanical - This cost proposal from Pannetta dated 10/21/2014 reflects the changes from Bulletin #1 for the mechanical and responses to RFI #118, #120 and #127 Time impact: Activity items # 1570, 1580, 1590 and 1600 ductwork and mechanical piping installation on the 1st to 4th floor.		1		\$1,027,005.00	0.00%	\$0.00	\$1,027,005.00
00006	Bulletin #1 F: Hardware changes - Non rated assemblies to rated assemblies and other hardware changes. Cost proposal from General Supply dated 3/25/2014.		1		\$2,022.30	0.00%	\$0.00	\$2,022.30
00007	Bulletin #1 G: Cost for additional lockers. Cost proposal from Island Institutional Supplies dated 4/11/2014.		1		\$1,690.00	0.00%	\$0.00	\$1,690.00
00008	Bulletin #1 H: Additional overhead/counter doors in Administration room on the 1st, 2nd and 3rd floors. Lombardi cost proposal dated 4/29/2014 attached.		1		\$21,500.00	0.00%	\$0.00	\$21,500.00
00009	Bulletin #1 I: CMU credit and adds for walls on 1st floor- High Mountain cost proposal attached.		1		\$3,051.13	0.00%	\$0.00	\$3,051.13

# APS Contracting, Inc.

## PROPOSED CHANGE ORDER

155-161 Pennsylvania Avenue

No. 00016

Paterson, NJ 07503

Phone: 973-754-1980

Fax: 973-754-1909

**TITLE:** Bulletin #1

**DATE:** 01/20/2014

**PROJECT:** Union County Family Court

**JOB:**

**TO:** Attn: Laurence K Uher

**CONTRACT NO:** 1

Netta Architects

1084 Route 22 West

Mountainside, NJ 07092

Phone: 973-379-0006 Fax: 973-379-1061

**RE:**

**To:**

**From:**

**Number:**

### DESCRIPTION OF PROPOSAL

00010	Bulletin #1 J: Stationary louvers on exterior facades (not included in Mech cost). See attached ADE proposal quote no. P66297	1	\$1,569.75	0.00%	\$0.00	\$1,569.75
00011	Bulletin #1 K: Changes in the spray-on fireproofing rating (Proposal from FireBarr dated 9/2/2014)	1	\$7,772.10	0.00%	\$0.00	\$7,772.10
00012	Bulletin #1 L: Precast stone panel redetailing- PMC Engineering and Detailing cost proposal dated 1/16/2014	1	\$2,810.00	0.00%	\$0.00	\$2,810.00
00013	Bulletin #1 M: Changes in sheet rock wall from Non rated to rated assembly and RCP changes	1	\$26,413.98	0.00%	\$0.00	\$26,413.98
00014	APS Profit and Bond 10% (based on Items A - C, E to L)	1	\$143,854.32	0.00%	\$0.00	\$143,854.32
00015	Bulletin #1 D/Curtain Wall-Credit for reduced curtain wall @ the monumental stair. Time impact: None	1	(\$1,100.00)	0.00%	\$0.00	(\$1,100.00)

Approved 11/17/2014  
Jim Napolitano  
Change Order #002  
\$1,607,711.52

Unit Cost: \$1,607,711.52

Unit Tax: \$0.00

Unit Total: \$1,607,711.52



Digitally signed by Jim Napolitano  
DN: C=US,  
E=jnapolitano@mastconstruction.com,  
CN="Jim Napolitano"  
Location: MAST UCFC Trailer  
Reason: I have reviewed this document  
Contact Info: (845) 304-4084  
Date: 2014.11.17 15:51:00-05'00'

### APPROVAL:

By: \_\_\_\_\_  
Laurence K Uher

By: \_\_\_\_\_  
Atanas Nakev

Date: \_\_\_\_\_

Date: \_\_\_\_\_

# APS Contracting, Inc.

## PROPOSED CHANGE ORDER

155-161 Pennsylvania Avenue

No. 00016

Paterson, NJ 07503

Phone: 973-754-1980

Fax: 973-754-1909

**TITLE:** Bulletin #1

**DATE:** ~~01/20/2014~~ 9/4/2014

**PROJECT:** Union County Family Court

**JOB:**

**TO:** Attn: Laurence K Uher  
Netta Architects  
1084 Route 22 West  
Mountainside, NJ 07092  
Phone: 973-379-0006 Fax: 973-379-1061

**CONTRACT NO:** 1

**RE:**

**To:**

**From:**

**Number:**

### DESCRIPTION OF PROPOSAL

Netta Architects issued Bulletin #1 which included architectural and MEP changes/modifications. The submission from APS on 9/04/2014 includes cost proposals from all subcontractors. This PCO is separated by discipline for clarity and as agreed to by APS' PM and MAST Construction Senior PM. The PCO is an addition to APS' base contract. The associated cost(s) are attached for review and approval. This is a time impact of 55 working days. Please note that APS PCO #015 also includes a cost for Bulletin #1 as previously agreed with APS and MAST. GENERAL NOTE: APS reserves its right to claim additional time if these changes are deemed as impacts on the progress.

Item	Description	Stock#	Quantity	Units	Unit Price	Tax Rate	Tax Amount	Net Amount
00001	Bulletin #1 A: Electrical:Cost proposal is reflective of Bulletin#1 (EQ-11) and resolved RFI #118 and RFI #120. Time impact is 39 days total to Activity items # 1840, 1890, 1900 and 1910 electrical roughings on the 1st to 4th floor.	Issued 4/14/2014	1		\$446,018.00	<del>\$369,986.00</del>	0.00%	<del>\$0.00</del> <del>\$369,986.00</del>
00002	Bulletin #1 B: Plumbing-No Cost impact as stated by Braun Plumbing email dated 2/10/2014.(Not attached).		1		\$0.00	0.00%	\$0.00	\$0.00
00003	Bulletin #1 C- Sprinkler subcontractor: Proposal dated 3/28/2015. Time impact: 3 days to Activity Line item # 0450. Labor rate breakdown will be issued under separate cover.	Issued 4/14/2014	1		\$1,500.00	<del>\$1,050.00</del>	0.00%	<del>\$0.00</del> <del>\$1,050.00</del>
00005	Bulletin #1 E: Mechanical - This cost proposal reflects the changes from Bulletin #1 for the mechanical and responses to RFI #118, #120 and #127 Time impact is 64 days total to Activity items # 1570,1580,1590 and 1600 ductwork and mechanical piping installation on the 1st to 4th floor.	Pennetta = Alliance PCO #24 = Sub Total = 5% O&P =  Bond @ \$9.60 Total =		\$ 937,741 \$ 77,841.22 \$1,015,582.22 \$ 50,779.12 \$1,066,361.34 \$ 10,237.16 \$1,076,598.50	<del>\$994,080.00</del>	0.00%	<del>\$0.00</del> <del>\$994,080.00</del>	
00006	Bulletin #1 F: Hardware changes - Non rated assemblies to rated assemblies and other hardware changes. Cost proposal from General Supply dated 3/25/2014.		1		\$2,022.30	0.00%	\$0.00	\$2,022.30
00007	Bulletin #1 G: Cost for additional lockers. Cost proposal from Island Institutional Supplies		1		\$1,690.00	0.00%	\$0.00	\$1,690.00
00008	Bulletin #1 H: Additional overhead/counter doors in Administration room on the 1st, 2nd and 3rd floors. Lombardi cost proposal dated 4/29/2014 attached.		1		\$21,500.00	0.00%	\$0.00	\$21,500.00
00009	Bulletin #1 I: CMU credit and adds for walls on 1st floor- High Mountain cost proposal attached.		1		\$3,051.23	0.00%	\$0.00	\$3,051.23

# APS Contracting, Inc.

155-161 Pennsylvania Avenue

Paterson, NJ 07503

Phone: 973-754-1980

Fax: 973-754-1909

## PROPOSED CHANGE ORDER

No. 00016

**TITLE:** Bulletin #1

**DATE:** 01/20/2014 9/4/2014

**PROJECT:** Union County Family Court

**JOB:**

**TO:** Attn: Laurence K Uher  
Netta Architects  
1084 Route 22 West  
Mountainside, NJ 07092  
Phone: 973-379-0006 Fax: 973-379-1061

**CONTRACT NO:** 1

**RE:**

**To:**

**From:**

**Number:**

### DESCRIPTION OF PROPOSAL

00010	Bulletin #1 J: Stationary louvers on exterior facades (not included in Mech cost). See attached ADE proposal quote no. P66297		1	\$1,569.75	0.00%	\$0.00	\$1,569.75
00011	Bulletin #1 K: Changes in the spray fireproofing rating (Proposal from FireBarr dated 9/2/2014)		1	\$7,772.10	0.00%	\$0.00	\$7,772.10
00012	Bulletin #1 L: Changes in sheetrock wall from Non rated to rated assembly.	Issued 10/27/2014	1	\$26,413.98	<del>-\$15,889.08</del>	<del>0.00%</del>	<del>\$0.00</del> <del>-\$15,889.08</del>
00013	APS Profit and Bond 10% (based on Items A - C, E to K)		1	\$159,094.59	<del>-\$140,272.14</del>	<del>0.00%</del>	<del>\$0.00</del> <del>-\$140,272.14</del>
00014	Bulletin #1 D/Curtain Wall-Credit for reduced curtain wall @ the monumental stair. Time impact: None		1		(\$1,100.00)	0.00%	\$0.00 (\$1,100.00)
00015	PMC Engineering and Detailing	Issued 10/27/2014		\$2,810.00		Unit Cost:	<del>-\$1,557,782.60</del>
						Unit Tax:	\$0.00
						Unit Total:	<del>-\$1,557,782.60</del>

Original Submitted Amount  
\$1,748,940.45

### APPROVAL:

By: \_\_\_\_\_  
Laurence K Uher

By: \_\_\_\_\_  
Atanas Nakev

Date: \_\_\_\_\_

Date: \_\_\_\_\_



# APS Contracting, Inc.

## PROPOSED CHANGE ORDER

155-161 Pennsylvania Avenue

No. 00019

Paterson, NJ 07503

Phone: 973-754-1980

Fax: 973-754-1909

**TITLE:** Bulletin #2- Computer Terminals

**DATE:** ~~05/09/2014~~ 10/24/2014

**PROJECT:** Union County Family Court

**JOB:**

**TO:** Attn: Laurence K Uher  
Netta Architects  
1084 Route 22 West  
Mountainside, NJ 07092  
Phone: 973-379-0006 Fax: 973-379-1061

**CONTRACT NO:** 1

**RE:**

**To:**

**From:**

**Number:**

### DESCRIPTION OF PROPOSAL

Bulletin #2 - Netta Architects issued Bulletin #2 for the addition of computer terminals in the lobby for the publics use. This is an additional scope of work to APS' contract. Impact: 2 days to Activity Item #2000. 2 days to Activity Item # 2350.

Item	Description	Stock#	Quantity	Units	Unit Price	Tax Rate	Tax Amount	Net Amount
00001	Cost proposal from Lessner Electric (EQ-21 Revised) furnish and install electrical scope associated with Bulletin #2 dated 10/14/2014.		1		\$4,000.33	<del>0.00%</del>	<del>\$0.00</del>	<del>\$4,000.33</del>
00002	(3) natural quartz counter tops as per proposal dated 5/12/2014 from Green Depot Environmental Living		1	OK	\$3,266.40	0.00%	\$0.00	\$3,266.40
00003	Support framing and blocking for computer terminals as per Bulletin #2. APS' revised proposal dated 10/24/2014 attached.		1	OK	\$1,308.47	0.00%	\$0.00	\$1,308.47
00004	APS' Overhead and Profit (Lessner and Green Depot proposals only)- 10% O&P bond and insurance.		1		\$ 726.68	<del>0.00%</del>	<del>\$0.00</del>	<del>\$726.68</del>
					<b>\$9,301.88</b>			

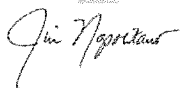
Unit Cost: ~~\$9,403.81~~

Unit Tax: \$0.00

Unit Total: ~~\$9,403.81~~

**\$9,301.88**

Approved 10/27/2014  
Jim Napolitano  
Change Order #2  
\$9,301.88



Digitally signed by Jim Napolitano  
DN: C=US,  
E=jnapolitano@mascconstruction.com,  
CN=Jim Napolitano  
Location: MAST UCFC Trailer  
Reason: I have reviewed this document  
Contact Info: (845) 304-4084  
Date: 2014.10.27 10:24:10-04'00'

### APPROVAL:

By: \_\_\_\_\_  
Laurence K Uher

By: \_\_\_\_\_  
Atanas Nakev

Date: \_\_\_\_\_

Date: \_\_\_\_\_

# APS Contracting, Inc.

155-161 Pennsylvania Avenue

Paterson, NJ 07503

Phone: 973-754-1980

Fax: 973-754-1909

## PROPOSED CHANGE ORDER

No. 00019

**TITLE:** Bulletin #2- Computer Terminals

**DATE:** 05/09/2014 5/22/2014

**PROJECT:** Union County Family Court

**JOB:**

**TO:** Attn: Laurence K Uher  
Netta Architects  
1084 Route 22 West  
Mountainside, NJ 07092  
Phone: 973-379-0006 Fax: 973-379-1061

**CONTRACT NO:** 1

**RE:**

**To:**

**From:**

**Number:**

### DESCRIPTION OF PROPOSAL

Bulletin #2 - Netta Architects issued Bulletin #2 for the addition of computer terminals in the lobby for the publics use. This is an additional scope of work to APS' contract. Impact: 2 day to Activity Item #2000.

Item	Description	Stock#	Quantity	Units	Unit Price	Tax Rate	Tax Amount	Net Amount
00001	Cost proposal from Lessner Electric (EQ-21) furnish and install electrical scope associated with Bulletin #2.		1		\$5,002.00	0.00%	\$0.00	\$5,002.00
00002	(3) natural quartz counter tops as per proposal dated 5/12/2014 from Green Depot Environmental Living		1		\$3,266.40	0.00%	\$0.00	\$3,266.40
00003	Support framing and blocking for sinks as per Bulletin #2. APS proposal dated 5/12/2014 attached.		1		\$1,252.24	0.00%	\$0.00	\$1,252.24
00004	APS' Overhead and Profit (Lessner and Green Depot proposals only)		1		\$826.84	0.00%	\$0.00	\$826.84

Unit Cost: \$10,347.48

Unit Tax: \$0.00

Unit Total: \$10,347.48

### APPROVAL:

By: \_\_\_\_\_  
Laurence K Uher

By: \_\_\_\_\_  
Atanas Nakev

Date: \_\_\_\_\_

Date: \_\_\_\_\_

# APS Contracting, Inc.

155-161 Pennsylvania Avenue

Paterson, NJ 07503

Phone: 973-754-1980

Fax: 973-754-1909

## PROPOSED CHANGE ORDER

No. 00037

TITLE: W

DATE: 10/22/2014

PROJECT: Union County Family Court

JOB:

TO: Attn: Laurence K Uher  
Netta Architects  
1084 Route 22 West  
Mountainside, NJ 07092  
Phone: 973-379-0006 Fax: 973-379-1061

CONTRACT NO: 1

RE:

To:

From:

Number:

### DESCRIPTION OF PROPOSAL

Due to an unusual winter from November 2013 to January 2014, the progress of shear walls for the elevator and stairs were serverly impacted. High Mountain submitted a claim in regards to the weather impact and the use of Doka forms to form the stair and elevator shear walls. Task impacted: 1150A, 1150B

Item	Description	Stock#	Quantity	Units	Unit Price	Tax Rate	Tax Amount	Net Amount
00001	Weather delays as per High Mountain letter dated April 9, 2014		1		\$73,592.81			
					<del>\$80,601.65</del>	0.00%	<del>\$0.00</del>	<del>\$80,601.65</del>
00002	<del>APS administration fee</del>	APS 10% OHPI&B	1		\$ 7,359.29			
					<del>\$1,000.00</del>	0.00%	<del>\$0.00</del>	<del>\$1,000.00</del>
					<b>\$80,952.10</b>			

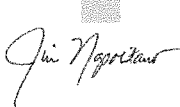
Unit Cost: ~~\$81,601.65~~

Unit Tax: \$0.00

Unit Total: ~~\$81,601.65~~

**\$80,952.10**

Approved 10/23/2014  
Jim Napolitano  
Change Order #2  
\$80,952.10

  
Digitally signed by Jim Napolitano  
DN: C=US,  
E=jnapolitano@mastconstruction.com,  
CN=Jim Napolitano  
Location: MAST UOFC Trailer  
Reason: I have reviewed this document  
Contact Info: (845) 304-4084  
Date: 2014.10.23 11:18:00-0400

### APPROVAL:

By: \_\_\_\_\_  
Laurence K Uher

By: \_\_\_\_\_  
Atanas Nakev

Date: \_\_\_\_\_

Date: \_\_\_\_\_

# HIGH MOUNTAIN CONSTRUCTION, INC.

296 Oakwood Avenue, North Haledon, NJ 07508

Tel: 973-427-5617

Fax: 973-427-5624

April 9, 2014

APS Contracting Inc.  
155-161 Pennsylvania Avenue  
Paterson, NJ 07503

Re: Union County Family Courthouse

To whom it may concern:

Below is a breakdown of data for loss productivity due to cold weather conditions.

Based on the data attached we can establish the following production rates for:

October is  $152/331 = 0.46$  hrs per yard

November is  $157/187 = 0.84$  hrs per yard

December is  $120/406 = 0.30$  hrs per yard

The average for these 3 months is 0.53

Production rates for:

January is  $88/25 = 3.52$  hrs per yard

February is 0

Based on this data there is a production loss of 3 hrs per yard of the 25 yards poured, making it a total of 75 hrs.

The loss of production in labor total is:

75 hrs @ 93.66/hr

7,024.50

**Total Productivity Loss: \$7,024.50 OK**

Below are days that were paid for foremans to sit in trailer with no productivity due to weather conditions as per union regulations:

10-7	mason fm	12-17	mason fm Carp fm
10-8	mason fm	1-3	mason fm carp fm
10-10	mason fm	1-6	mason fm Carp fm
11-1	mason fm	1-7	mason fm carp fm
11-7	mason fm	1-21	mason fm carp fm
11-22	mason fm carp fm	1-22	mason fm carp fm
11-27	mason fm Carp fm	1-23	mason fm carp fm
12-6	mason fm Carp fm	1-24	mason fm carp fm
12-9	mason fm Carp fm	2-3	mason fm Carp fm
12-10	mason fm Carp fm		

Mason foreman total days paid:  
Carpenter foreman total days paid:

19 days @ 694.40/day      13,193.60  
14 days @ 749.28/day      10,489.92      OK

Total Loss for Foreman Time: \$23,683.52      OK

The cost of rental on forms are based on 40 days of no work due to cold weather conditions: (see attachment)

Forms used for foundation walls	40 days @ 583.28/day	23,331.20
Forms used for sheer walls	29 days @ 364.73/day	10,577.17

**Total Form Rental Loss: \$33,908.37 OK**

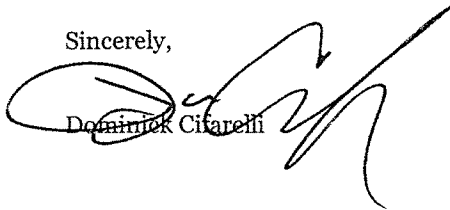
Forklift Equipment is based on 2 months @ 2,400.00+14% damage waiver/month:

**Total Equipment Loss: \$5,472.00 OK**

\$70,088.39 Sub Total
\$ 3,504.42 5% OHPI&B
<b>\$73,592.81 TOTAL</b>

<b>Total Loss:</b>	<b>\$70,088.39 OK</b>
<del>15% O &amp; H:</del>	<del>\$10,513.26</del>
<b>Total:</b>	<del>\$80,601.65</del>

Sincerely,



Dominick Cifarelli

# HIGH MOUNTAIN CONSTRUCTION, INC.

296 Oakwood Avenue, North Haledon, NJ 07508

Tel: 973-427-5617

Fax: 973-427-5624

April 9, 2014

APS Contracting Inc.  
155-161 Pennsylvania Avenue  
Paterson, NJ 07503

Re: Union County Family Courthouse

To whom it may concern:

Below is a breakdown of data for loss productivity due to cold weather conditions.

Based on the data attached we can establish the following production rates for:

October is  $152/331 = 0.46$  hrs per yard  
November is  $157/187 = 0.84$  hrs per yard  
December is  $120/406 = 0.30$  hrs per yard

The average for these 3 months is 0.53

Production rates for:

January is  $88/25 = 3.52$  hrs per yard  
February is 0

Based on this data there is a production loss of 3 hrs per yard of the 25 yards poured, making it a total of 75 hrs.

The loss of production in labor total is:

75 hrs @ 93.66/hr      7,024.50

**Total Productivity Loss: \$7,024.50**

Below are days that were paid for foremans to sit in trailer with no productivity due to weather conditions as per union regulations:

10-7	mason fm	12-17	mason fm Carp fm
10-8	mason fm	1-3	mason fm carp fm
10-10	mason fm	1-6	mason fm Carp fm
11-1	mason fm	1-7	mason fm carp fm
11-7	mason fm	1-21	mason fm carp fm
11-22	mason fm carp fm	1-22	mason fm carp fm
11-27	mason fm Carp fm	1-23	mason fm carp fm
12-6	mason fm Carp fm	1-24	mason fm carp fm
12-9	mason fm Carp fm	2-3	mason fm Carp fm
12-10	mason fm Carp fm		

Mason foreman total days paid:  
Carpenter foreman total days paid:

19 days @ 694.40/day	13,193.60
14 days @ 749.28/day	10,489.92

Total Loss for Foreman Time: \$23,683.52



The cost of rental on forms are based on 40 days of no work due to cold weather conditions: (see attachment)

Forms used for foundation walls	40 days @ 583.28/day	23,331.20
Forms used for sheer walls	29 days @ 364.73/day	10,577.17

**Total Form Rental Loss: \$33,908.37**

Forklift Equipment is based on 2 months @ 2,400.00+14% damage waiver/month:

**Total Equipment Loss: \$5,472.00**

<b>Total Loss:</b>	<b>\$70,088.39</b>
<b>15% O &amp; H:</b>	<b>\$10,513.26</b>
<b>Total:</b>	<b>\$80,601.65</b>

Sincerely,

  
Dominick Cifarelli

**AIA**<sup>®</sup>**Document G701/CMa<sup>™</sup> – 1992****Change Order - Construction Manager-Adviser Edition**

**PROJECT** *(Name and address):*  
 Union County Family Court Building  
 2 Cherry Street  
 Elizabeth, New Jersey 07202

**CHANGE ORDER NUMBER:** 001  
**INITIATION DATE:**

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

**TO CONTRACTOR** *(Name and address):*  
 APS Contracting, Inc.  
 155 - 161 Pennsylvania Avenue  
 Paterson, NJ 07503

**PROJECT NUMBERS:** /  
**CONTRACT DATE:** June 17, 2013  
**CONTRACT FOR:** General  
 Construction

**THE CONTRACT IS CHANGED AS FOLLOWS:**

This Change Order (#001) has been agreed upon for additional time only pursuant to the provisions of Article 8 and 15 of the General Conditions and Section 16.71 of the Supplementary Conditions, certain additional payments and costs for "extensions of time" may be due to the Contractor, by Change Order, prior to the Substantial Completion Date, as revised, and dependent upon actual scheduling impacts over the course of the Project; such costs and payments to be maintained in a "extension of time log" by the Construction Manager and as agreed upon by the Construction Manager, Architect and Contractor

The additional time has been granted due to the delay of the issuance of the Building Permits for the Union County Family Court Building project, as well as the Severe Weather that impacted the project from November 2013 through February 2014.

The following time extensions have been agreed upon in Work Days by the entire project team:

- 1) Permit Delay
  - a. 46 Work Day Time Extension
  - b. \$1,700/Day will be granted at the completion of the project so long as the project is completed within the agreed upon substantial completion date of May 20, 2015, which includes the agreed upon time extensions.
- 2) Severe Weather Delays
  - a. 53 Work Day Time Extension
  - b. As agreed, APS will be awarded a per day amount of \$2,300/Day for 35 of the 53 Days. Again, this will be granted at the completion of the project so long as the project is completed within the agreed upon substantial completion date of May 20, 2015, which includes the agreed upon time extensions.

The following Milestone Dates will be revised due to this change order (#001) and the time extension of 99 Work Days:

- 1) Building Enclosed/Watertight will move from May 1, 2014 to September 22, 2014.
- 2) Substantial Completion Date will move from December 29, 2014 to May 20, 2015

It has been agreed by all parties, as stated above, that any subsequent cost impacts of these delays will be assessed at the end of the project by all parties.

The original Contract Sum was	\$ 33,380,000.00
Net change by previously authorized Change Orders	\$ 0.00
The Contract Sum prior to this Change Order was	\$ 33,380,000.00
The Contract Sum will be increased by this Change Order in the amount of	\$ 0.00
The new Contract Sum including this Change Order will be	\$ 33,380,000.00

The Contract Time will be increased by Ninety Nine (99) days.

The date of Substantial Completion as of the date of this Change Order therefore is May 20, 2015.

**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 Construcion Services, Inc.

**CONSTRUCTION MANAGER** *(Firm name)*

96 East Main Street  
Little Falls, NJ 07424

**ADDRESS**

**BY** *(Signature)*

Richard Brown

*(Typed name)*

**DATE:**

APS Contracting, Inc.

**CONTRACTOR** *(Firm name)*

155 - 161 Pennsylvania Avenue  
Paterson, NJ 07503

**ADDRESS**

**BY** *(Signature)*

Atanas Nakev

*(Typed name)*

**DATE:**

Netta Architects

**ARCHITECT** *(Firm name)*

1084 Route 22 West  
Mountainside, NJ, 07092

**ADDRESS**

**BY** *(Signature)*

Laurance K. Uher

*(Typed name)*

**DATE:**

Union County Improvement Authority

**OWNER** *(Firm name)*

1499 US Highway 1  
3<sup>rd</sup> Floor  
Rahway, NJ 07065

**ADDRESS**

**BY** *(Signature)*

Dan Sullivan

*(Typed name)*

**DATE:**