

RESOLUTION NO. 2016-_____

A RESOLUTION TO AMEND AND SUPPLEMENT RESOLUTION NO. 2012-405, AUTHORIZING DESIGN AND ENGINEERING SERVICES FOR CONSTRUCTION OF THE CLAYVILLE SIMPLE CYCLE POWER PLANT, IN THE AMOUNT OF \$87,307.00.

WHEREAS, the City Council of the City of Vineland, on October 9, 2012, adopted Resolution No. 2012-405, entitled "A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH WALDRON ENGINEERING AND CONSTRUCTION, EXETER, NH, FOR DESIGN AND ENGINEERING SERVICES FOR CONSTRUCTION OF THE CLAYVILLE SIMPLE CYCLE POWER PLANT"; and

WHEREAS, there exists a need to amend and supplement the Professional Services contract awarded to Waldron Engineering and Construction, Exeter, NH, Professional Services for Design and Engineering Services for Construction of the Clayville Simple Cycle Power Plant, as authorized by Resolution No. 2012-405; by change order #5 to Contract No. C12-0060, to incorporate the following modification to this contract:

- 1) Additional services for municipal permitting technical support;
- 2) Additional services for county permitting technical support;
- 3) Additional services for noise testing to satisfy permitting requirements;
- 4) Addition services for work related to the replacement of previously condemned piping system; and

WHEREAS, the City Comptroller has certified that funds for the amendment requested herein are available; now, therefore,

BE IT RESOLVED by the Council of the City of Vineland as follows:

1. THAT Resolution No. 2012-405, entitled "A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH WALDRON ENGINEERING AND CONSTRUCTION, EXETER, NH, FOR DESIGN AND ENGINEERING SERVICES FOR CONSTRUCTION OF THE CLAYVILLE SIMPLE CYCLE POWER PLANT"; be and the same is hereby amended and supplemented to increase maximum amount of the contract by \$87,307.00.

2. THAT the Purchasing Agent be and the same is hereby authorized to issue amendatory supplemental change order #6 to Contract No. C12-0060, in the amount of \$87,307.00.

Adopted:

President of Council

ATTEST:

City Clerk



January 5, 2016

REPORT

TO: THE MAYOR AND COUNCIL

RE: Amendatory Supplemental Change Order No. 6
Contract No. C12-0060
Design and Engineering Services - Construction of the Clayville Simple Cycle Power Plant
Waldron Engineering and Construction, Exeter, NH

Dear Mayor and Member of Council:

We are requesting an amendatory supplemental change order to Contract No. C12-0060, issued to Waldron Engineering and Construction, Exeter, NH, for Professional Services for Design and Engineering Services for Construction of the Clayville Simple Cycle Power Plant. This contract was authorized by Resolution No. 2012-405, adopted by City Council on October 9, 2012.

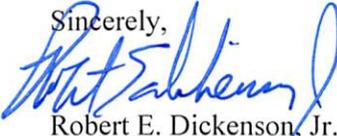
The change order requested in the amount of \$87,307.00 is necessary to incorporate the following modification to this contract:

- 1) Additional services for municipal permitting technical support;
- 2) Additional services for county permitting technical support;
- 3) Additional services for noise testing to satisfy permitting requirements;
- 4) Addition services for work related to the replacement of previously condemned piping system.

ORIGINAL	\$1,653,250.00
#1	\$ 312,903.00
#2	\$ 81,008.50
#3	\$ 228,143.00
#4	\$ 25,000.00
#5	\$ 30,000.00
#6	\$ 87,307.00

This change order will increase the current revised contract amount to \$2,417,611.50.

The amendatory supplemental change order for which authorization is herein requested may be authorized in accordance with N.J.A.C. 5:34-4.1 et seq.

Sincerely,

 Robert E. Dickenson, Jr.
 Assistant Business Administrator

RD/wr

1/2



REQUEST FOR CHANGE ORDER
FOR:

12/21/15

Furnishing Professional Services for Design and Engineering for
Construction of the Clayville Simple Cycle Power Plant
PROJECT NAME

TO: BUSINESS ADMINISTRATION

DEPARTMENT: VMEU Generation Engineering

FROM: Pete Kudless, Project Manager

This is a request for change order # 6 to Contract # C12-0060 for:

Project Name: Furnishing Professional Services for Design and Engineering for Construction of the
Clayville Simple Cycle Power Plant

Name/Address of Contractor: Waldron Engineering & Construction, Inc.
37 Industrial Drive, Suite G-1
Exeter, NH 03833

The change order is necessary to incorporate the following modification to this contract (Authorizing
Resolution 2012-405 attached):

- 1) Additional Waldron professional services for municipal permitting technical support, in accordance with Waldron Potential Change Order PCO #36 dated October 23, 2015 (copy attached). Incorporation of this PCO results in a contract price increase of \$10,500.00.
- 2) Additional Waldron professional services for county permitting technical support, in accordance with Waldron Potential Change Order PCO #37 dated October 23, 2015 (copy attached). Incorporation of this PCO results in a contract price increase of \$6,880.00.
- 3) Additional Waldron professional services for noise testing to satisfy permitting requirements, in accordance with Waldron Potential Change Order PCO #50 dated October 23, 2015 (copy attached). Incorporation of this PCO results in a contract price increase of \$3,927.00.





Peter J. Kudless
Project Manager
Clayville Unit #1
pkudless@vinelandcity.org
www.vinelandcity.org

211 N. West Ave
Vineland, NJ 08362-1508
Phone: (856) 794-4000
Extension: 4380
Fax: (856) 405-4625

4) Additional Waldron professional services for work related to the replacement of previously condemned piping systems, in accordance with Waldron Potential Change Orders PCO #51 and PCO #53 dated October 15, 2015 (copies attached). Incorporation of these PCO's results in a contract price increase of \$66,000.00.

Original Contract Amount:	\$ <u>1,653,250.00</u>
Amount of This Change Order:	\$ <u>87,307.00</u>
Previous Change Orders:	\$ <u>677,054.50</u>
Total Revised Amount:	\$ <u>2,417,611.50</u>

APPROVED BY: Joseph Isabella
Print/Type

Joseph Isabella
Signature

NOTE: CHANGE ORDERS CANNOT EXCEED 20% OF THE ORIGINAL CONTRACT AMOUNT

Please provide the account number that the change order will be charged to:

Account # 022-0-00-00-0000-2-7511600 E346Y

- CC: Purchasing Division
- John Boyle
- Gus Foster
- Pete Kudless *PJK*
- Jeff Davis *JMD*

CITY OF VINELAND, NJ

RESOLUTION NO. 2012- 405

A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH WALDRON ENGINEERING AND CONSTRUCTION, EXETER, NH, FOR DESIGN AND ENGINEERING SERVICES FOR CONSTRUCTION OF THE CLAYVILLE SIMPLE CYCLE POWER PLANT.

WHEREAS, there exists a need for Professional Services for Design and Engineering Services for Construction of the Clayville Simple Cycle Power Plant; and

WHEREAS, the City of Vineland has a need to acquire such professional services as a Non-Fair and Open Contract pursuant to N.J.S.A. 19:44A-20.5; and

WHEREAS, the purchasing agent has determined and certified in writing that the value of said services will exceed \$17,500.00; and

WHEREAS, Waldron Engineering and Construction, Exeter, NH, has submitted a proposal indicating they will provide the professional services in the amount not to exceed \$1,653,250.00 for a contract period of one year from date of award; and

WHEREAS, Waldron Engineering and Construction has completed and submitted a Business Entity Disclosure Certification for Non-Fair and Open Contract which certifies that Waldron Engineering and Construction has not made any reportable contributions to a political or candidate committee in the City of Vineland in the previous one year and that the contract will prohibit Waldron Engineering and Construction from making any reportable contributions through the term of the contract to a political or candidate committee in the City of Vineland; and

WHEREAS, the availability of funds for said Professional Services Contract to be awarded herein have been certified by the City Comptroller; and

WHEREAS, the Local Public Contract Law (N.J.S.A. 40A:11-1, et seq) requires that the Resolution authorizing the award of contract for Professional Services without competitive bidding and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Vineland as follows:

1. That the Mayor and Clerk are hereby authorized and directed to execute a Non-Fair and Open Agreement pursuant to N.J.S.A. 19:44A-20.5 with Waldron Engineering and Construction, Exeter, NH, for Professional Services for Design and Engineering Services for Construction of the Clayville Simple Cycle Power Plant in an amount not to exceed \$1,653,250.00.
2. That this Agreement is awarded without competitive bidding as a Professional Services in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because said services to be rendered or performed require knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction distinguished from general academic instruction or apprenticeship and training.
3. That the Business Disclosure Entity Certification, the Political Contribution Disclosure Form and the Determination of Value be placed on file with the Resolution.
4. That a Notice of this action shall be printed once in the Daily Journal.

Adopted: October 9, 2012

Peter F. Cocca

President of Council pfc, III

ATTEST:

Christina Scarpa

Deputy City Clerk

cas

WALDRON ENGINEERING & CONSTRUCTION, Inc.

POTENTIAL CHANGE ORDER (PCO) FOR WORK OUTSIDE OF ORIGINAL SCOPE OF WORK

Project:	<u>Clayville Unit 1</u>	PCO #:	<u>37</u>
		Date:	<u>10/23/2015</u>
		Waldron Project Code:	<u>293.01</u>
		Purchase Order Date:	<u>10/18/2012</u>
To Owner:	<u>Vineland Municipal Electrical Utility</u>	PO #:	<u>12-007250</u>
		Waldron Milestone #	<u>53</u>

THIS PCO IS FOR THE FOLLOWING:

This PCO covers work on the potential change order item identified in the project review reports for additional services for work relating to engineering support for County Permitting

This work will be accomplished as needed to support current project activities
 This scope includes work by Waldron personnel and PAI personnel and this price includes all required expenses and follow-up reports. This work has been reduced to 6,880.

This PCO utilizes the man-hour rates (attached)
 This PCO is subject to Terms & Conditions, mark-ups, and retain age as specified in the original Purchase Order.

The original Scope of Work was	\$1,653,250	
The net change by previous PCOs is	\$677,054	Does not include pending PCO's
The Scope of Work prior to this PCO was	\$2,330,304	
The Scope of Work will be changed by this PCO	\$6,880	
The new Scope of Work including this PCO will be	\$2,337,184	

The Overall Schedule will be changed by TBD Days
 The Date of Project Completion as of the date of this PCO therefore is TBD
 This PCO will be rolled into the single monthly invoice for PO 12-007250 but tracked separately as a Milestone as noted above

**NOT VALID UNTIL SIGNED BY THE WALDRON'S PM and VMEU's PM.
 ORIGINAL OF THIS DOCUMENT MUST BE MAILED TO PETER KUDLESS**

*Note
 Subject to Vineland
 City Council
 Approval of Change
 Order

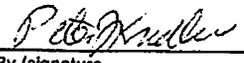
Waldron Engineering & Construction
 Engineer/Contractor (Firm Name)

97 Industrial drive Exeter, NH, 03833
 Address

Vineland Municipal Electric Utility
 Owner (Firm Name)

211 N. West Ave, Vineland, NJ, 08362-1508
 Address

Jeremy P. Smith, PE
 By (signature)
Digitally signed by Jeremy P. Smith, PE
 DN: cn=Jeremy P. Smith, o=Waldron Engineering & Construction, email=jsmith@wec.com, c=US
 Date: 2015.10.23 11:04:11 -0400


 By (signature)

Jeremy P. Smith
 (typed name)

Peter Kudless
 (typed name)

10/23/2015
 Date

12/1/15
 Date

WALDRON ENGINEERING & CONSTRUCTION, Inc.

POTENTIAL CHANGE ORDER (PCO) FOR WORK OUTSIDE OF ORIGINAL SCOPE OF WORK

Project:	<u>Clayville Unit 1</u>	PCO #:	<u>50</u>
		Date:	<u>10/23/2015</u>
		Waldron Project Code:	<u>293.01</u>
		Purchase Order Date:	<u>10/18/2012</u>
To Owner:	<u>Vineland Municipal Electrical Utility</u>	PO #:	<u>12-007250</u>
		Waldron Milestone #	<u>66</u>

THIS PCO IS FOR THE FOLLOWING:

This PCO covers work on the potential change order item identified in the project review reports for additional services for work relating to noise testing of the facility

This work will be accomplished as needed to support current project activities
 This scope includes work by Waldron personnel and AECOM personnel and this price includes all required expenses and follow-up reports. This is a reversal of previous credit applied and amounts to \$3,927

This PCO utilizes the man-hour rates (attached)
 This PCO is subject to Terms & Conditions, mark-ups, and retain age as specified in the original Purchase Order.

The original Scope of Work was	\$1,653,250	
The net change by previous PCOs is	\$677,054	Does not include pending PCO's
The Scope of Work prior to this PCO was	\$2,330,304	
The Scope of Work will be changed by this PCO	\$3,927	
The new Scope of Work including this PCO will be	\$2,334,231	

The Overall Schedule will be changed by TBD Days
 The Date of Project Completion as of the date of this PCO therefore is TBD
 This PCO will be rolled into the single monthly invoice for PO 12-007250 but tracked separately as a Milestone as noted above

NOT VALID UNTIL SIGNED BY THE WALDRON'S PM and VMEU's PM.
 ORIGINAL OF THIS DOCUMENT MUST BE MAILED TO PETER KUDLESS

*Note
 Subject to Vineland
 City Council
 Approval of Change
 Order

Waldron Engineering & Construction
 Engineer/Contractor (Firm Name)

37 Industrial drive Exeter, NH, 03833
 Address

Vineland Municipal Electric Utility
 Owner (Firm Name)

211 N. West Ave. Vineland, NJ, 08362-1508
 Address

Jeremy P. Smith, PE
 By (signature)
Digitally signed by Jeremy P. Smith, PE
 DN: cn=Jeremy P. Smith, PE,
 o=Waldron E.C., ou=Project Managers,
 email=jps@waldron.com, c=US
 Date: 2015.10.23 14:52:14 -0500

Peter J. Kudless
 By (signature)

Jeremy P. Smith
 (typed name)

Peter Kudless
 (typed name)

10/23/2015
 Date

Peter J. Kudless
 Date 11/2/15

WALDRON ENGINEERING & CONSTRUCTION, Inc.

POTENTIAL CHANGE ORDER (PCO) FOR WORK OUTSIDE OF ORIGINAL SCOPE OF WORK

Project:	<u>Clayville Unit 1</u>	PCO #:	<u>51</u>
		Date:	<u>10/15/2015</u>
		Waldron Project Code:	<u>293.01</u>
		Purchase Order Date:	<u>10/18/2012</u>
To Owner:	<u>Vineland Municipal Electrical Utility</u>	PO #:	<u>12-007250</u>
		Waldron Milestone #	<u>67</u>

THIS PCO IS FOR THE FOLLOWING:

This PCO covers work on the potential change order item identified in the project review reports for additional services for work relating to the replace of piping previously condemned

This work will be accomplished as needed to support current project activities, and includes RFI/submittal reviews. This scope includes work by Waldron personnel and technical support staff supplementation and this price includes all required expenses and follow-up reports. This work has an estimate of \$48,000

This PCO utilizes the man-hour rates (attached). This PCO is subject to Terms & Conditions, mark-ups, and retain age as specified in the original Purchase Order.

The original Scope of Work was	\$1,653,250	
The net change by previous PCOs is	\$677,054	Does not include pending PCO's
The Scope of Work prior to this PCO was	\$2,330,304	
The Scope of Work will be changed by this PCO	\$48,000 *	
The new Scope of Work including this PCO will be	\$2,378,304	

The Overall Schedule will be changed by TBD Days
 The Date of Project Completion as of the date of this PCO therefore is TBD
 This PCO will be rolled into the single monthly invoice for PO 12-007250 but tracked separately as a Milestone as noted above

**NOT VALID UNTIL SIGNED BY THE WALDRON'S PM and VMEU's PM.
 ORIGINAL OF THIS DOCUMENT MUST BE MAILED TO PETER KUDLESS**

***Note**
 Subject to Vineland
 City Council
 Approval of Change
 Order

Waldron Engineering & Construction
 Engineer/Contractor (Firm Name)
37 Industrial drive Exeter, NH, 03833
 Address

Vineland Municipal Electric Utility
 Owner (Firm Name)
211 N. West Ave. Vineland, NJ, 08362-1508
 Address

Jeremy P. Smith, PE
 By (signature)
Digitally signed by Jeremy P. Smith, PE
 DN: cn=Jeremy P. Smith, PE,
 ou=Waldron EC, ou=Project Manager,
 email=jps@waldron.com, c=US
 Date: 2015.10.15 09:27:28 -0400


 By (signature)

Jeremy P. Smith
 (typed name)

Peter Kudless
 (typed name)

6/25/2015
 Date

12/18/15
 Date