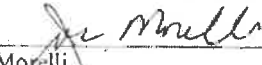


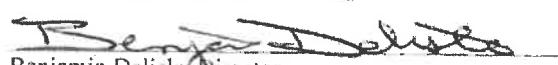
# RESOLUTION No. 19-667

Date of Adoption DEC 19 2019

Approved as to Form and Legality

Factual content certified by

  
 \_\_\_\_\_  
 John Morelli  
 City Attorney  
 Councilman

  
 \_\_\_\_\_  
 Benjamin Delisle, Director,  
 Department of Housing and Economic Development

\_\_\_\_\_ presents the following Resolution:

## RESOLUTION AUTHORIZING CHANGE ORDER #1 TO THE CONTRACT WITH ARECON LTD TO PROVIDE EMERGENCY REPOSE, RELATED ENVIRONMENTAL CONSULTING AND REMEDIATION, AND LICENSED SITE REMEDIATION PROFESSIONAL SERVICES FOR THE ASSUNPINK DAYLIGHTING PROJECT

**WHEREAS**, Resolution 18-678 authorized a contract with Arecon Ltd. for \$62,900, awarded through a fair and open process, to provide state-mandated professional services as a Licensed Site Remediation Professional for the above-referenced project; and

**WHEREAS**, several unforeseen events and unknowable discoveries occurred during the project necessitating additional environmental sampling, regulatory and technical reporting, emergency response and waste management required of the City of Trenton as the "Non-Federal Partner" under an executed Project Partnership Agreement (PPA) with the U.S. Army Corps of Engineers; and

**WHEREAS**, the changes will not alter the professional services contract in such a manner as to nullify the effect of the competitive determination which was made at the time of the contract award; and

**WHEREAS**, the amount of this change order is \$29,900. No previous change orders have been authorized. The total amount of this change order is greater than 20 percent of the original contract amount, which is allowed for professional service contracts in accordance with N.J.A.C. 5:30-11.6(d); and

**WHEREAS**, funds have been certified to be available in grant capital account C-04-10-60-035B-002 (\$29,900);

**NOW, THEREFORE, IT IS RESOLVED**, by the City Council of the City of Trenton that Change Order #1 to the contract with Arecon, Ltd. is hereby authorized.

	Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent
BLAKELEY	<input checked="" type="checkbox"/>				MUSCHAL	<input checked="" type="checkbox"/>				MCBRIDE				<input checked="" type="checkbox"/>
CALDWELL	<input checked="" type="checkbox"/>				RODRIGUEZ	<input checked="" type="checkbox"/>								
WILSON	<input checked="" type="checkbox"/>				VAUGHN	<input checked="" type="checkbox"/>								
HARRISON	<input checked="" type="checkbox"/>													

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on

**DEC 19 2019**

  
 \_\_\_\_\_  
 Kathy McBrade  
 President of Council

  
 \_\_\_\_\_  
 City Clerk

# RESOLUTION

18-678

No. \_\_\_\_\_

Date of Adoption

**OCT 18 2018**

Approved as to Form and Legality

Factual content certified by

CITY ATTORNEY

MR. JEFFREY WILKERSON, ACTING DIRECTOR, HOUSING AND ECONOMIC DEVELOPMENT

Councilman /woman \_\_\_\_\_

presents the following Resolution:

**RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT THROUGH A FAIR & OPEN PROCESS IN ACCORDANCE WITH N.J.S.A. 19:44 A-20.4 ET SEQ TO ARECON LTD., 2633A WHITEHORSE HAMILTON SQUARE ROAD, HAMILTON, NEW JERSEY 08690 FOR ENVIRONMENTAL CONSULTING SERVICES AND LSRP SERVICES FOR LOWER ASSUNPINK CREEK STREAM DAYLIGHTING PROJECT IN AN AMOUNT NOT TO EXCEED \$62,900.00 RFP2018-38**

**WHEREAS**, the City has a need for Environmental Consulting Services and LSRP Services for Lower Assunpink Creek Stream Daylighting Project for the City of Trenton's Brownfields Program for the Department of Housing and Economic Development; and

**WHEREAS**, a request for proposal was advertised, and six (6) proposals were received on July 31, 2018 and was evaluated by a committee based on criteria that included experience, references, understanding of requirements and cost; and

**WHEREAS**, the proposal of Arecon Ltd., 2633A Whitehorse Hamilton Square Road, Hamilton, New Jersey 08690 was deemed to have the necessary qualifications and expertise for the performance of the services at the rates budgeted; and

**WHEREAS**, funds in an amount not to exceed \$62,900.00 for a period of one (1) year have been certified to be available in Capital account number: C-04-10-60-035B-002-001.

**NOW, THEREFORE IT IS RESOLVED**, by the City Council of the City of Trenton, as follows:

1. The Mayor is hereby authorized to enter into a professional service contract with Arecon Ltd., 2633A Whitehorse Hamilton Square Road, Hamilton, New Jersey 08690 for a period of one (1) year in an amount not to exceed \$62,900.00.
2. This contract is awarded pursuant to the authority set forth in the Local Public Contracts Law at N.J.S.A. 40A:11-4.1.
3. A notice of this action shall be printed once in the official newspaper for the City of Trenton and the Resolution and contract shall remain on file in the City Clerk's Office.

	Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent		Aye	Nay	Abstain	Absent
BLAKELEY	✓				MUSCHAL	✓				MCBRIDE	✓			
CALDWELL	✓				RODRIGUEZ	✓								
WILSON	✓													
HARRISON	✓				VAUGHN	✓								

This Resolution was adopted at a Meeting of the City Council of the City of Trenton on

**OCT 18 2018**

President of Council

City Clerk

**RESOLUTION # 19-667  
CHANGE ORDER #1  
RFP2018-38**

**THE AGREEMENT** made this 20<sup>TH</sup> day of DECEMBER 2019, by and between the **CITY OF TRENTON**, a municipal corporation, of the State of New Jersey, with principal offices located at **319 EAST STATE STREET, TRENTON, NEW JERSEY 08608** (hereinafter the "City") and **ARECON LTD., 2663A WHITEHORSE HAMILTON SQUARE ROAD, HAMILTON, NEW JERSEY 08690** (hereinafter "CONTRACTOR")

**WHEREAS**, Resolution 18-678 awarded a contract on October 18, 2018, to Arecon LTD., 2633A Whitehorse Hamilton Square Road, Hamilton, New Jersey 08690 for Environmental Consulting Services and LSRP Services for Lower Assunpink Creek Stream Daylighting Project in an amount not to exceed \$62,900.00 for a Period of One (1) Year from October 19, 2018 to October 18, 2019 for the City of Trenton, Department of Housing and Economic Development; and

**WHEREAS**, several unforeseen events and unknowable discoveries occurred during the project necessitating additional environmental sampling, regulatory and technical reporting, emergency response and waste management required of the City of Trenton as the "Non-Federal Partner" under an executed Project Partnership Agreement (PPA) with the U.S. Army Corps of Engineers; and

**WHEREAS**, the changes will not alter the professional services contract in such a manner as to nullify the effect of the competitive determination which was made at the time of the contract award; and

**WHEREAS**, Resolution No. #19-667 dated December 19, 2019, authorized Change Order No. #1 in an amount not to exceed \$29,900.00; No previous change orders have been authorized. The total amount of this change order is greater than 20% of the original contract amount, which is allowed for professional services contracts in accordance with N.J.A.C. 5:30-11.6(d); and

**NOW THEREFORE**, the parties mutually agree as follows:

1. The amount of the agreement shall be in an amount not to exceed \$29,900.00. The changes will not alter the contract in such a manner as to nullify the effect of the competitive determination of lowest responsible bidder which was made at the time of the contract award; and
2. The Mayor is hereby authorized Change Order No. #1 with Arecon LTD., 2633A Whitehorse Hamilton Square Road, Hamilton, New Jersey 08690 for said purposes in the manner prescribed by law. The grand total with Change Order #1 is \$92,800.00.

**IN WITNESS WHEREOF**, the parties have hereunto set their bands and seals the day and year first above written.

ATTEST:

  
DWAYNE M. HARRIS

Witness: 

1-20-2020  
DATE

CITY OF TRENTON

  
HONORABLE W. REED GUSCIORA, ESQ.

  
ARECON LTD.,  
2663A WHITEHORSE HAMILTON SQUARE ROAD  
HAMILTON, NEW JERSEY 08690