

AMENDMENT TO RESOLUTION 19-166
WITH CDM SMITH
CC2019-01

THE AMENDED AGREEMENT made this 18TH day of SEPTEMBER 2020, 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 **CDM SMITH, 110 FIELDCREST AVENUE #8, 6TH FLOOR, EDISON, NEW JERSEY 08837** (hereinafter "Professional Services").

WHEREAS, Resolution 19-166 dated April 18, 2019, awarded a contract to CDM Smith, 110 Fieldcrest Avenue #8, 6th Floor, Edison, New Jersey 08837 for Professional Services for Lead ACO Compliance-Corrosion Control, Lead Line Service Replacement Program and Public Education for a period of three (3) years for the City of Trenton, Department of Water and Sewer, Trenton Water Works per specifications filed in the Division of Purchasing; and

WHEREAS, Resolution No. 20-319, amended the contract due on September 18, 2020 to additions to the scope of services which includes: an increase in the number of originally contracted sequential sampling sites as mandated by New Jersey Department of Environmental Protection ("DEP") to improve sequential sampling coverage in TWW's system; an increase in the originally contracted GIS data collection efforts to include LSL registration data management and lead material inspection data management; increased design and construction management efforts to ensure the successful completion and operation of the orthophosphate feed system serving the gravity area; and a re-bid of the LSL Replacement Contract for Phase 1A due to unforeseen delays from the DEP and the Local Finance Board; and

WHEREAS, due to an increase in TWW staffing, TWW can now provide a resident project representative for part of the CCT construction over sight for a savings of \$41,770.00; TWW can also provide a resident project representative for the LSL Replacement Program construction oversight for the Utility-Side Only Contract for a savings of \$96,720.00; door-to-door outreach activities for now being conducted by TWW staff, and TWW has found other effective means of communicating with its customers, therefore, many subtasks are no longer needed, resulting, resulting in a savings of \$31,519.00; and

WHEREAS, this results in a Project Scope net increase in the amount of \$113,056.00; and

NOW THEREFORE, the parties mutually agree as follows:

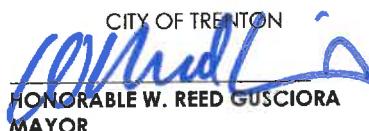
1. The Mayor is hereby authorized to execute an amended contract with CDM Smith, 110 Fieldcrest Avenue #8, 6th Floor, Edison, New Jersey 08837 Professional Services for Lead ACO Compliance-Corrosion Control, Lead Line Service Replacement Program and Public Education for the City of Trenton, Department of Water and Sewer, Trenton Water Works grand total of the project in an amount not to exceed \$1,931,739.00 and the project scope net increase in an amount not to exceed \$113,056.00 for a grand total of \$2,044,795.00.
2. The amended contract shall remain in full force from September 18, 2020 to September 17, 2023 and shall not be extended without approval of the City Council of the City of Trenton.

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

ATTEST:



MATTHEW H. CONLON, RMC
MUNICIPAL CLERK

CITY OF TRENTON

HONORABLE W. REED GUSCIORA
MAYOR

DATE

11-9-2020

CDM SMITH, 110 FIELDCREST AVENUE #8
6TH FLOOR
EDISON, NEW JERSEY 08837



DATE

11-4-2020

DATE

10-21-2021

RESOLUTION

20-319

Date of Adoption

No.

Sept 6, 17, 2020

Factual content certified by

Approved as to Form and Legality

(f/n) *John Morelli*
John Morelli, Esq., City Attorney

Mark Lavenberg, Acting Director, Department of Water and Sewer

Councilman /woman

presents the following Resolution:

RESOLUTION AMENDING THE CONTRACT WITH CDM SMITH TO PROVIDE PROFESSIONAL SERVICES FOR LEAD ACO COMPLIANCE-CORROSION CONTROL, THE LEAD SERVICE LINE REPLACEMENT PROGRAM FOR THE CITY OF TRENTON IN AN AMOUNT NOT TO EXCEED \$113,056

WHEREAS, Resolution 19-166 authorized a contract for CDM Smith to provide Professional Services for Lead ACO Compliance-Corrosion Control (“CCT”), a Lead Service Line (“LSL”) Replacement Program to the City of Trenton, Department of Water and Sewer, Trenton Water Works (“TWW”), in the amount of \$1,931,739.00 (See Attachment A, Resolution 19-166); and

WHEREAS, the LSL and CCT Programs are two of the most complex capital projects ever undertaken by TWW, and, as they evolve, they will require adjustments throughout the term of the contract; and

WHEREAS, additions to scope include: an increase in the number of originally contracted sequential sampling sites as mandated by New Jersey Department of Environmental Protection (“DEP”) to improve sequential sampling coverage in TWW’s system; an increase in the originally contracted GIS data collection efforts to include LSL registration data management and lead material inspection data management; increased design and construction management efforts to ensure the successful completion and operation of the orthophosphate feed system serving the gravity area; and a re-bid of the LSL Replacement Contract for Phase 1A due to unforeseen delays from the DEP and the Local Finance Board; and

WHEREAS, due to an increase in TWW staffing, TWW can now provide a resident project representative for part of the CCT construction oversight for a savings of \$41,770; TWW can also provide a resident project representative for the LSL Replacement Program construction oversight for the Utility-Side Only Contract for a savings of \$96,720; door-to-door outreach activities are now being conducted by TWW staff, and TWW has found other effective means of communicating with its customers, therefore, many subtasks are no longer needed, resulting in a savings of \$31,519; and

WHEREAS, this results in a Project Scope net increase in the amount of \$113,056; and

WHEREAS, the contract (PO #19-08264) was awarded through a fair and open process in accordance with N.J.S.A. 19:44 et seq.; and

WHEREAS, funds have been certified to be available in capital account number C-06-20-55-024D-302, LCR Compliance.

RESOLUTION

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

1. The Mayor is hereby authorized to execute an amended contract with CDM Smith to provide additional Professional Services for the Department of Water & Sewer, Trenton Water Works, in an amount not to exceed \$113,056.

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

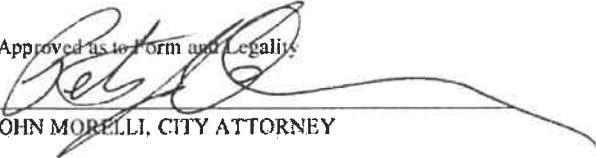
This Resolution was adopted at a Meeting of the City Council of the City of Trenton on September 17, 2020
Kathy McBride W. L. T.
President of Council City Clerk

RESOLUTION

No. 19-166

APR 18 2019

Approved as to Form and Legality


JOHN MORELLI, CITY ATTORNEY

Date of Adoption

Factual content certified by


SHING-FU HSUEH, PH.D, P.E., P.P. DIRECTOR, WATER & SEWER

Councilman /woman _____ presents the following Resolution:

**RESOLUTION AWARDING A CONTRACT THROUGH A FAIR AND OPEN PROCESS
IN ACCORDANCE WITH N.J.S.A. 19:44 ET SEQ TO CDM SMITH, 110 FIELDCREST
AVENUE #8 6TH FLOOR, EDISON, NEW JERSEY 08837 FOR THE LEAD ACO
COMPLIANCE-CORROSION CONTROL, LEAD LINE SERVICE REPLACEMENT
PROGRAM AND PUBLIC EDUCATION FOR THE CITY OF TRENTON
IN AN AMOUNT NOT TO EXCEED \$1,931,739.00 CC2019-01**

WHEREAS, the City has a need for Professional Services for Lead ACO Compliance-Corrosion Control, Lead Line Service Replacement Program and Public Education for a period of Three (3) Years for the City of Trenton, Department of Water and Sewer; and

WHEREAS, a Competitive Contracting Request for Proposal was advertised, and one (1) proposal was received on February 28, 2019, and was evaluated by a committee based on criteria that included, experience, understanding of requirements and cost; and

WHEREAS, the proposal received from CDM Smith, 110 Fieldcrest Avenue #8 - 6th Floor, Edison New Jersey 08837 was deemed to include the necessary qualifications and expertise for the performance of the services at the rates listed in the proposal; and

WHEREAS, funds in an amount not to exceed \$1,931,739.00 shall be available in the following account number 09-05- 55-5500-899 for a period of three (3) years contingent upon the adoption of the FY'2019 temporary and or final budget.

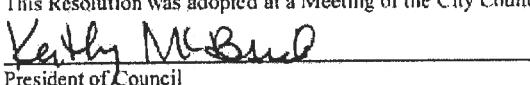
NOW, THEREFORE, IT IS RESOLVED, by the City Council of the City of Trenton as follows:

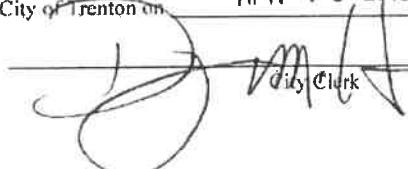
1. The Mayor is hereby authorized to enter into a contract with CDM Smith, 110 Fieldcrest Avenue #8 6th Floor, Edison New Jersey 08837 for The Lead ACO Compliance- Corrosion Control, Lead Line Service Replacement Program and Public Education in an amount not to exceed \$1,931,739.00 for a period of three (3) years for the City of Trenton, Department of Water and Sewer.
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(k)
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 WILSON	✓				RODRIGUEZ	✓								
HARRISON	✓				VAUGHN	✓								

APR 18 2019

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


President of Council


City Clerk