

RESOLUTION
of the
BOROUGH OF NEW PROVIDENCE
Resolution No. 2014-373

Council Meeting Date: 11-17-2014

Date Adopted: 11-17-2014

TITLE: RESOLUTION APPROVING PARTIAL PAYMENT # 1 FOR SITA CONSTRUCTION CORP. INC., IN THE AMOUNT OF \$33,810.00 FOR THE PROJECT COMMONLY KNOWN AS "LINCOLN FIELD IMPROVEMENTS"

Councilperson Gennaro submitted the following resolution, which was duly seconded by Councilperson Muñoz.

BE IT RESOLVED by the Mayor and Borough Council of the Borough of New Providence, County of Union and State of New Jersey that Andrew Hipolit, Borough Engineer recommends approval of partial payment #1 to SITA Construction Co. Inc., 7 Yankee Maid Lane, Goshen, N.Y. 10924, in the amount of \$33,810.00 for the project commonly known as "Lincoln Field Improvements Project".

APPROVED, this 17th day of November, 2014.

RECORD OF VOTE

| | AYE | NAY | ABSENT | NOT VOTING |
|-----------|-----|-----|---------------------------|------------|
| GALLUCCIO | X | | | |
| GENNARO | X | | | |
| KAPNER | X | | | |
| MADDEN | X | | | |
| MUÑOZ | X | | | |
| ROBINSON | X | | | |
| HERN | | | TO BREAK COUNCIL TIE VOTE | |

I hereby certify that the above resolution was adopted at a meeting of the Borough Council held on the 17th day of November, 2014.

Wendi B. Barry, Borough Clerk

B O R O U G H O F
NEW PROVIDENCE

SETTLED IN 1720

J. Brooke Hern, Mayor

Andrew R. Hipolit, Borough Engineer

Margaret Koontz, Administrative Assistant

MEMORANDUM

To: Doug Marvin, Borough Administrator
From: Andrew Hipolit, P.E., Borough Engineer
CC: Wendi Barry, Borough Clerk (w/attachments)
Keith Lynch, Director of Planning and Development
Jim Johnston, Public Works Manager
Dated: November 12, 2014
RE: **Resolution for Partial Payment #1
Lincoln Field**

With reference to the above captioned project, I hereby transmit Partial Payment #1, in the amount of \$33,810.00, for approval through Resolution by the Mayor and Council.

Attached, please find request for payment from Sita Construction Co., Inc. To date, the work outlined in payment #1 has been completed.

- Sita Construction Co., Inc. Application for Payment No. 1
- Sita Construction Co., Inc. Invoice #28587
- Partial Payment #1, prepared by Maser Consulting

| | |
|---|----------------------|
| Original Contract Amount | \$ 318,333.00 |
| Total Cost of Work Completed | \$ 34,500.00 |
| Amount Billed Previously | (-) \$ 0.00 |
| <u>Retainage (2% of Completed Work)</u> | <u>(-) \$ 690.00</u> |
| Partial Payment #1 Amount Due | \$ 33,810.00 |

It is my recommendation that the Mayor and Council approve Partial Payment #1, in the amount of \$33,810.00, to Sita Construction Co., Inc.

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TO OWNER:
 Borough of New Providence
 360 Elkwood Avenue
 New Providence NJ 07974
 FROM CONTRACTOR:
 SITA Construction Co, Inc.
 7 Yankee Maid Lane
 Goshen NY 10924
 845-294-7261

PROJECT: Lincoln Field
 Improvements
 New Providence NJ

VIA ARCHITECT:
 MASER Consulting
 400 Valley Road, Suite 304
 Mount Arlington NJ 07856
 973-398-3110

APPLICATION NO:
 NO.1
 PERIOD TO:
 November 4, 2014
 PROJECT NOS:
 MC Project # NPT-411

Distribution to:
 OWNER
 ARCHITECT
 CONTRACTOR

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

| | | |
|---|----|-------------------|
| 1. ORIGINAL CONTRACT SUM | \$ | <u>318,333.00</u> |
| 2. Net change by Change Orders | \$ | <u>0.00</u> |
| 3. CONTRACT SUM TO DATE (Line 1 ± 2) | \$ | <u>318,333.00</u> |
| 4. TOTAL COMPLETED & STORED TO DATE (Column G on G703) | \$ | <u>34,500.00</u> |
| 5. RETAINAGE: | | |
| a. 2 % of Completed Work (Column D + E on G703) | \$ | <u>690</u> |
| b. % of Stored Material (Column F on G703) | \$ | <u> </u> |
| Total Retainage (Lines 5a + 5b or Total in Column I of G703) | \$ | <u>690.00</u> |
| 6. TOTAL EARNED LESS RETAINAGE (Line 4 Less Line 5 Total) | \$ | <u>33,810.00</u> |
| 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate) | \$ | <u>0</u> |
| 8. CURRENT PAYMENT DUE | \$ | <u>33,810.00</u> |
| 9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6) | \$ | <u>284,523.00</u> |

| CHANGE ORDER SUMMARY | ADDITIONS | DEDUCTIONS |
|--|-----------|------------|
| Total changes approved in previous months by Owner | | |
| Total approved this Month | | |
| TOTALS | | |
| NET CHANGES by Change Order | | |

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: SITA Construction Co, Inc.

By: Elsa R. Carretero Date: November 4, 2014
 ELSA R. CARRETERO PRESIDENT
 State of: New York County of: ORANGE
 Subscribed and sworn to before me this 5 DAY of November 2014
 Notary Public:
 My Commission expires:



ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ _____

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT: [Signature] Date: 11/11/14

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CONTINUATION SHEET

AIA DOCUMENT G703

Page One of Two Pages

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing

Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO: 1
 APPLICATION DATE: 11.4.14
 PERIOD TO: 11.4.14
 ARCHITECT'S PROJECT NO:

| A ITEM NO. | B DESCRIPTION OF WORK | C SCHEDULED VALUE | D WORK COMPLETED | | E THIS PERIOD | F MATERIALS PRESENTLY STORED (NOT IN D OR E) | G TOTAL | | H BALANCE TO FINISH (G - G) |
|------------------|---|-------------------------|---|---|------------------|---|--------------|--------------|--------------------------------------|
| | | | FROM PREVIOUS APPLICATION (D + E) | COMPLETED AND STORED TO DATE (D+E+F) | | | % (G ÷ C) | | |
| 1 | Soil Erosion & Sediment Control | \$4,000.00 | \$0.00 | \$4,000.00 | \$0.00 | \$4,000.00 | 100.00% | \$0.00 | |
| 2 | Clearing Site | \$15,000.00 | \$0.00 | \$15,000.00 | \$0.00 | \$15,000.00 | 100.00% | \$0.00 | |
| 3 | Excavation & Grading | \$10,000.00 | \$0.00 | \$8,000.00 | \$0.00 | \$8,000.00 | 80.00% | \$2,000.00 | |
| 4 | Baseball Backstop, relocated | \$6,500.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$6,500.00 | |
| 5 | Dugout | \$40,000.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$40,000.00 | |
| 6 | Fertilizing & Seeding, Type A-3 | \$1,500.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$1,500.00 | |
| 7 | Straw Mulching | \$250.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$250.00 | |
| 8 | Sodding | \$88,736.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$88,736.00 | |
| 9 | Infield Soil Mix, 3" thick | \$13,527.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$13,527.00 | |
| | Alternate Bid 'A' Chain link Fence | | | | | | | | |
| 1A: | Black Vinyl Chain Link Fence, 4' high | \$15,000.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$15,000.00 | |
| 2A: | Black Vinyl Chain Link Fence, 8' high | \$26,500.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$26,500.00 | |
| 3A: | Baseball Backstop, New | \$6,500.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$6,500.00 | |
| | Alternate 'B' Irrigation | | | | | | | | |
| 1B: | Irrigation System | \$47,500.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$47,500.00 | |
| 2B: | Utility Site Upgrades Water | \$7,500.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$7,500.00 | |
| 3B: | Utility Site Upgrades Electric | \$7,500.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$7,500.00 | |
| | Alternate 'C' Playground | | | | | | | | |
| 1C: | Playground Fence, 4' High | \$5,840.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$5,840.00 | |
| 2C: | 6' Gate, playground, 4' high | \$1,000.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$1,000.00 | |
| 3C: | 8' Gate, playground, 4' high | \$1,500.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$1,500.00 | |
| 4C: | Engineered wood fiber fall protection | \$2,655.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$2,655.00 | |
| | Alternate 'D' Netting | | | | | | | | |
| 1D: | Netting mount Atop Fence 8'high | \$9,000.00 | \$0.00 | \$0.00 | \$0.00 | \$0.00 | 0.00% | \$9,000.00 | |
| | Alternate 'E' Drainage | | | | | | | | |
| 1E: | 8" High density polyethylene pipe | \$8,325.00 | \$0.00 | \$7,500.00 | \$0.00 | \$7,500.00 | 90.00% | \$825.00 | |
| | GRAND TOTALS | \$318,333.00 | \$0.00 | \$34,500.00 | \$0.00 | \$34,500.00 | 10.84% | \$283,833.00 | |

Users may obtain validation of this document by requesting of the license a completed AIA Document D401 - Certification of Document's Authenticity

Sita Construction Co., Inc.

7 Yankee Maid Lane

Goshen, NY 10924

Office (845) 294-7261
Fax (845) 294-8192

Invoice

| | |
|-----------|-----------|
| DATE | INVOICE # |
| 11/4/2014 | 28587 |

| |
|--|
| BILL TO |
| borough of New Providence 360 Elkwood Avenue New Providence NJ 07974 |

| | |
|-------|-----------|
| TERMS | Project # |
| | |

| DESCRIPTION | Est Qty | Est Rate | Est Amt | Prior Qty | Prior Amt | Current ... | Total % | AMOUNT |
|---|---------|-----------|-----------|-----------|-----------|-------------|---------|-----------|
| Item 1: Soil Erosion & Sediment Control | 1 | 4,000.00 | 4,000.00 | 0 | | 1 | 100.00% | 4,000.00 |
| Item 2: Clearing Site | 1 | 15,000.00 | 15,000.00 | 0 | | 1 | 100.00% | 15,000.00 |
| Item 3: Excavation & Grading, inclassified | 1 | 10,000.00 | 10,000.00 | 0 | | 0.8 | 80.00% | 8,000.00 |
| Item 4: Baseball Backstop, relocated | 1 | 6,500.00 | 6,500.00 | 0 | | 0 | 0.00% | 0.00 |
| Item 5: Dugout | 4 | 10,000.00 | 40,000.00 | 0 | | 0 | 0.00% | 0.00 |
| Item 6: Fertilizing & Seeding, Type A-3 | 500 | 3.00 | 1,500.00 | 0 | | 0 | 0.00% | 0.00 |
| Item 7: Straw Mulching | 500 | 0.50 | 250.00 | 0 | | 0 | 0.00% | 0.00 |
| Item 8: Sodding | 15040 | 5.90 | 88,736.00 | 0 | | 0 | 0.00% | 0.00 |
| Item 9: Infield Soil Mix, 3" thick | 1,503 | 9.00 | 13,527.00 | 0 | | 0 | 0.00% | 0.00 |
| Alternate Bid 'A' Chain Link Fence & Backstop | | | | | | | | |
| 1A: Black Vinyl Chain Link Fence, 4' High | 500 | 30.00 | 15,000.00 | 0 | | 0 | 0.00% | 0.00 |
| 2A: Black Vinyl Chain Link Fence, 8' High | 530 | 50.00 | 26,500.00 | 0 | | 0 | 0.00% | 0.00 |
| 3A: Baseball Backstop, New | 1 | 6,500.00 | 6,500.00 | 0 | | 0 | 0.00% | 0.00 |
| Alternate Bid 'B' - Irrigation System | | | | | | | | |
| 1B: Irrigation System | 1 | 47,500.00 | 47,500.00 | 0 | | 0 | 0.00% | 0.00 |
| 2B: Utility Site Upgrades - Water | 1 | 7,500.00 | 7,500.00 | 0 | | 0 | 0.00% | 0.00 |
| 3B: Utility Site Upgrades - Electric | 1 | 7,500.00 | 7,500.00 | 0 | | 0 | 0.00% | 0.00 |
| Alternate Bid 'C' - Playground | | | | | | | | |
| 1C: Playground Fence, 4' High | 146 | 40.00 | 5,840.00 | 0 | | 0 | 0.00% | 0.00 |
| 2C: 6' Gate, playground, 4' high | 1 | 1,000.00 | 1,000.00 | 0 | | 0 | 0.00% | 0.00 |
| 3C: 8' Gate, playground; 4' high | 1 | 1,500.00 | 1,500.00 | 0 | | 0 | 0.00% | 0.00 |
| Total | | | | | | | | |

Sita Construction Co., Inc.
 7 Yankee Maid Lane
 Goshen, NY 10924

Office (845) 294-7261
 Fax (845) 294-8192

Invoice

| | |
|-----------|-----------|
| DATE | INVOICE # |
| 11/4/2014 | 28587 |

| |
|--|
| BILL TO |
| borough of New Providence 360 Elkwood Avenue New Providence NJ 07974 |

| | |
|-------|-----------|
| TERMS | Project # |
| | |

| DESCRIPTION | Est Qty | Est Rate | Est Amt | Prior Qty | Prior Amt | Current ... | Total % | AMOUNT |
|--|---------|----------|----------|-----------|-----------|-------------|---------|--------------------|
| 4C: Engineered wood fiber fall protection, 12" thick | 59 | 45.00 | 2,655.00 | 0 | | 0 | 0.00% | 0.00 |
| Alternate Bid 'D' - Netting 1D: Netting Mounted Atop Fence, 8' high | 120 | 75.00 | 9,000.00 | 0 | | 0 | 0.00% | 0.00 |
| Alternate Bid 'E' - Drainage Improvements 1E: 8" High Density Polyethylene Pipe | 555 | 15.00 | 8,325.00 | 0 | | 500 | 90.09% | 7,500.00 |
| Total | | | | | | | | \$34,500.00 |

PARTIAL PAYMENT #1

LINCOLN FIELD

Contractor: SITA CONSTRUCTION CO., INC.
7 YANKEE MAID LANE
GOSHEN NY, 10924

Owner: Borough of New Providence
360 Elkwood Ave
New Providence, NJ 07974

| DESCRIPTION | | QUANTITIES | | | | | |
|---|--|------------|--------|--------|---|-------------|-----------|
| ITEM NO. | BASE BID | UNITS | BID | ACTUAL | @ | UNIT PRICE | TOTAL |
| 1. | SOIL EROSION AND SEDIMENT CONTROL | LS | 1 | 1 | @ | \$4,000.00 | 4,000.00 |
| 2. | CLEARING SITE | LS | 1 | 1 | @ | \$15,000.00 | 15,000.00 |
| 3. | EXCAVATION AND GRADING, UNCLASSIFIED | LS | 1 | 0.80 | @ | \$10,000.00 | 8,000.00 |
| 4. | BASEBALL BACKSTOP, RELOCATED | UNIT | 1 | 0 | @ | \$6,500.00 | - |
| 5. | DUGOUT | UNIT | 4 | 0 | @ | \$10,000.00 | - |
| 6. | FERTILIZING & SEEDING, TYPE A-3, IF & WHERE DIRECTED | SY | 500 | 0 | @ | \$3.00 | - |
| 7. | STRAW MULCHING, IF & WHERE DIRECTED | SY | 500 | 0 | @ | \$0.50 | - |
| 8. | SODDING | SY | 15,040 | 0 | @ | \$5.90 | - |
| 9. | INFIELD SOIL MIX, 3" THICK | SY | 1,503 | 0 | @ | \$9.00 | - |
| ITEM NO. ALTERNATE BID 'A' - CHAIN-LINK FENCE & BACKSTOP | | | | | | | |
| 1A | BLACK VINYL CHAIN-LINK FENCE, 4' HIGH | LF | 500 | 0 | @ | \$30.00 | - |
| 2A | BLACK VINYL CHAIN-LINK FENCE, 8' HIGH | LF | 530 | 0 | @ | \$50.00 | - |
| 3A | BASEBALL BACKSTOP, NEW | UNIT | 1 | 0 | @ | \$6,500.00 | - |
| ITEM NO. ALTERNATE BID 'B' - IRRIGATION SYSTEM | | | | | | | |
| 1B | IRRIGATION SYSTEM | LS | 1 | 0 | @ | \$47,500.00 | - |
| 2B | UTILITY SITE UPGRADES - WATER | LS | 1 | 0 | @ | \$7,500.00 | - |
| 3B | UTILITY SITE UPGRADES - ELECTRIC | LS | 1 | 0 | @ | \$7,500.00 | - |
| ITEM NO. ALTERNATE BID 'C' - PLAYGROUND | | | | | | | |
| 1C | PLAYGROUND FENCE, 4' HIGH | LF | 146 | 0 | @ | \$40.00 | - |
| 2C | 6' GATE, PLAYGROUND, 4' HIGH | UNIT | 1 | 0 | @ | \$1,000.00 | - |
| 3C | 8' GATE, PLAYGROUND, 4' HIGH | UNIT | 1 | 0 | @ | \$1,500.00 | - |
| 4C | ENGINEERED WOOD FIBER FALL PROTECTION, 12" THICK | CY | 59 | 0 | @ | \$45.00 | - |
| ITEM NO. ALTERNATE BID 'D' - PLAYGROUND | | | | | | | |
| 1D | NETTING MOUNTED ATOP FENCE, 8' HIGH | LF | 120 | 0 | @ | \$75.00 | - |
| ITEM NO. ALTERNATE BID 'E' - PLAYGROUND | | | | | | | |
| 1E | 8" HIGH POLYETHYLENE PIPE | LF | 555 | 500 | @ | \$15.00 | 7,500.00 |

| | | |
|------------------------------|---|--------------------|
| Total Cost of work completed | = | \$34,500.00 |
| Less 2% Retainage | = | \$690.00 |
| PARTIAL PAYMENT #1 | = | \$33,810.00 |