

RESOLUTION
of the
BOROUGH OF NEW PROVIDENCE
Resolution No. 2015-063

Council Meeting Date: 01-28-2015

Date Adopted: 01-28-2015

TITLE: RESOLUTION APPROVING PARTIAL PAYMENT # 3 FOR SITA CONSTRUCTION CORP. INC., IN THE AMOUNT OF \$143,827.74 FOR THE PROJECT COMMONLY KNOWN AS "LINCOLN FIELD IMPROVEMENTS"

Councilperson Galluccio submitted the following resolution, which was duly seconded by Councilperson Madden.

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 #3 to SITA Construction Co. Inc., 7 Yankee Maid Lane, Goshen, N.Y. 10924, in the amount of \$143,827.74 for the project commonly known as "Lincoln Field Improvements Project".

APPROVED, this 28th day of January, 2015.

RECORD OF VOTE

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

I hereby certify that the above resolution was adopted at a meeting of the Borough Council held on the 28th day of January, 2015.

Wendi B. Barry, Borough Clerk

BOROUGH OF
NEW PROVIDENCE

SETTLED IN 1720

Allen Morgan, Mayor

Andrew R. Hipolit, Borough Engineer

Margaret Koontz, Administrative Assistant

MEMORANDUM

To: Doug Marvin, Borough Administrator

From: Andrew Hipolit, P.E., Borough Engineer *PJ. for*

CC: Wendi Barry, Borough Clerk (w/attachments)
Keith Lynch, Director of Planning and Development
Jim Johnston, Public Works Manager

Dated: January 20, 2015

**RE: Resolution for Partial Payment #3
Lincoln Field**

With reference to the above captioned project, I hereby transmit Partial Payment #3, in the amount of \$143,827.74, 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 #3 has been completed.

- Sita Construction Co., Inc. Application for Payment No. 3
- Sita Construction Co., Inc. Invoice #28593
- Partial Payment #3, prepared by Maser Consulting

Original Contract Amount	\$ 318,333.00
Total Cost of Work Completed	\$ 299,083.00
Amount Billed Previously	(-)\$ 149,273.60
Retainage (2% of Completed Work)	(-)\$ 5,981.66
Partial Payment #3 Amount Due	\$ 143,827.74

It is my recommendation that the Mayor and Council approve Partial Payment #3 in the amount of \$143,827.74 to Sita Construction Co., Inc.

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APPLICATION AND CERTIFICATION FOR PAYMENT

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.3
 PERIOD TO: January 2, 2015
 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 \$ 318,333.00
2. Net change by Change Orders \$ 0.00
3. CONTRACT SUM TO DATE (Line 1 + 2) \$ 318,333.00
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703) \$ 299,083.00
5. RETAINAGE:
 - a. % of Completed Work \$ 5.981,66
 - b. (Column D + E on G703) \$
 - (Column F on G703) \$
 - Total Retainage (Lines 5a + 5b or Total in Column I of G703) \$ 5,981.66
6. TOTAL EARNED LESS RETAINAGE (Line 4 Less Line 5 Total) \$ 293,101.34
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate) \$ 149,273.60
8. CURRENT PAYMENT DUE \$ 143,827.74
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6) \$ 25,231.66

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*
 ELSA R. CARRETERO PRESIDENT
 State of: New York
 County of: Orange County
 Subscribed and sworn to before me this DAY of January 2015
 Notary Public:
 My Commission expires: 04/17/15



ARCHITECT'S CERTIFICATE FOR PAYMENT
 In accordance with the Contract Documents, based on on-site observations to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, 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 the Continuation Sheet that are changed to conform with the amount certified.)

By: *John J. Berman*
 ARCHITECT: JOHN J. BERMAN
 Date: 1/21/15

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.		APPLICATION NO:		3				
In tabulations below, amounts are stated to the nearest dollar.		APPLICATION DATE:		01.02.15				
Use Column I on Contracts where variable retainage for line items may apply.		PERIOD TO:		01.02.15				
		ARCHITECT'S PROJECT NO:						
A	B	C	D	E	F	G	H	
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% TO FINISH (G - C)	BALANCE TO FINISH (C - G)
Lincoln Field - New Providence NJ								
1	Soil Erosion & Sediment Control	\$4,000.00	\$4,000.00	\$0.00	\$0.00	\$4,000.00	100.00%	\$0.00
2	Clearing Site	\$15,000.00	\$15,000.00	\$0.00	\$0.00	\$15,000.00	100.00%	\$0.00
3	Excavation & Grading	\$10,000.00	\$10,000.00	\$0.00	\$0.00	\$10,000.00	100.00%	\$0.00
4	Baseball Backstop, relocated NEW	\$6,500.00	\$0.00	\$6,500.00	\$0.00	\$6,500.00	100.00%	\$0.00
5	Dugout	\$40,000.00	\$36,000.00	\$4,000.00	\$0.00	\$40,000.00	100.00%	\$0.00
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	\$88,736.00	\$0.00	\$88,736.00	100.00%	\$0.00
9	Infield Soil Mix, 3" brick	\$13,527.00	\$0.00	\$13,527.00	\$0.00	\$13,527.00	100.00%	\$0.00
Alternate Bid 'A' Chain link Fence								
1A:	Black Vinyl Chain Link Fence, 4' high	\$15,000.00	\$15,000.00	\$0.00	\$0.00	\$15,000.00	100.00%	\$0.00
2A:	Black Vinyl Chain Link Fence, 8' high	\$26,500.00	\$8,000.00	\$18,500.00	\$0.00	\$26,500.00	100.00%	\$0.00
3A:	Baseball Backstop, New	\$6,500.00	\$0.00	\$6,500.00	\$0.00	\$6,500.00	100.00%	\$0.00
Alternate 'B' Irrigation								
1B:	Irrigation System	\$47,500.00	\$38,000.00	\$0.00	\$0.00	\$38,000.00	80.00%	\$9,500.00
2B:	Utility Site Upgrades Water	\$7,500.00	\$7,500.00	\$0.00	\$0.00	\$7,500.00	100.00%	\$0.00
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	\$5,840.00	\$0.00	\$0.00	\$5,840.00	100.00%	\$0.00
2C:	6' Gate, playground, 4' high	\$1,000.00	\$500.00	\$0.00	\$0.00	\$500.00	50.00%	\$500.00
3C:	8' Gate, playground, 4' high	\$1,500.00	\$1,500.00	\$0.00	\$0.00	\$1,500.00	100.00%	\$0.00
4C:	Engineered wood fiber fall protection	\$2,655.00	\$2,655.00	\$0.00	\$0.00	\$2,655.00	100.00%	\$0.00
Alternate 'D' Netting								
1D:	Netting mount atop Fence 8' high	\$9,000.00	\$0.00	\$9,000.00	\$0.00	\$9,000.00	100.00%	\$0.00
Alternate 'E' Drainage								
1E:	8" High density polyethylene pipe	\$8,325.00	\$8,325.00	\$0.00	\$0.00	\$8,325.00	100.00%	\$0.00
GRAND TOTALS		\$318,333.00	\$152,320.00	\$146,763.00	\$0.00	\$299,083.00	93.95%	\$19,250.00

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 #
12/31/2014	28593

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	1	4,000.00	0	100.00%	0.00
Item 2: Clearing Site	1	15,000.00	15,000.00	1	15,000.00	0	100.00%	0.00
Item 3: Excavation & Grading, unclassified	1	10,000.00	10,000.00	1	10,000.00	0	100.00%	0.00
Item 4: Baseball Backstop, relocated NEW	1	6,500.00	6,500.00	0		1	100.00%	6,500.00
Item 5: Dugout	4	10,000.00	40,000.00	3.6	36,000.00	0.4	100.00%	4,000.00
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		15,040	100.00%	88,736.00
Item 9: Infield Soil Mix, 3" thick	1,503	9.00	13,527.00	0		1,503	100.00%	13,527.00
Alternate Bid 'A' Chain Link Fence & Backstop								
1A: Black Vinyl Chain Link Fence, 4' High	500	30.00	15,000.00	500	15,000.00	0	100.00%	0.00
2A: Black Vinyl Chain Link Fence, 8' High	530	50.00	26,500.00	160	8,000.00	370	100.00%	18,500.00
3A: Baseball Backstop, New	1	6,500.00	6,500.00	0		1	100.00%	6,500.00
Alternate Bid 'B' - Irrigation System								
1B: Irrigation System	1	47,500.00	47,500.00	0.8	38,000.00	0	80.00%	0.00
2B: Utility Site Upgrades - Water	1	7,500.00	7,500.00	1	7,500.00	0	100.00%	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	146	5,840.00	0	100.00%	0.00
2C: 6' Gate, playground, 4' high	1	1,000.00	1,000.00	0.5	500.00	0	50.00%	0.00
3C: 8' Gate, playground; 4' high	1	1,500.00	1,500.00	1	1,500.00	0	100.00%	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 #
12/31/2014	28593

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	59	2,655.00	0	100.00%	0.00
Alternate Bid 'D' - Netting 1D: Netting Mounted Atop Fence, 8' high	120	75.00	9,000.00	0		120	100.00%	9,000.00
Alternate Bid 'E' - Drainage Improvements 1E: 8" High Density Polyethylene Pipe	555	15.00	8,325.00	555	8,325.00	0	100.00%	0.00
Total								\$146,763.00

PARTIAL PAYMENT #3

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	1	@	\$10,000.00	\$ 10,000.00
4.	BASEBALL BACKSTOP, RELOCATED NEW	UNIT	1	1	@	\$6,500.00	\$ 6,500.00
5.	DUGOUT	UNIT	4	4	@	\$10,000.00	\$ 40,000.00
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	15,040	@	\$5.90	\$ 88,736.00
9.	INFIELD SOIL MIX, 3" THICK	SY	1,503	1,503	@	\$9.00	\$ 13,527.00
ITEM NO. ALTERNATE BID 'A' - CHAIN-LINK FENCE & BACKSTOP							
1A	BLACK VINYL CHAIN-LINK FENCE, 4' HIGH	LF	500	500	@	\$30.00	\$ 15,000.00
2A	BLACK VINYL CHAIN-LINK FENCE, 8' HIGH	LF	530	530	@	\$50.00	\$ 26,500.00
3A	BASEBALL BACKSTOP, NEW	UNIT	1	1	@	\$6,500.00	\$ 6,500.00
ITEM NO. ALTERNATE BID 'B' - IRRIGATION SYSTEM							
1B	IRRIGATION SYSTEM	LS	1	0.8	@	\$47,500.00	\$ 38,000.00
2B	UTILITY SITE UPGRADES - WATER	LS	1	1	@	\$7,500.00	\$ 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	146	@	\$40.00	\$ 5,840.00
2C	6" GATE, PLAYGROUND, 4' HIGH	UNIT	1	0.5	@	\$1,000.00	\$ 500.00
3C	8" GATE, PLAYGROUND, 4' HIGH	UNIT	1	1	@	\$1,500.00	\$ 1,500.00
4C	ENGINEERED WOOD FIBER FALL PROTECTION, 12" THICK	CY	59	59	@	\$45.00	\$ 2,655.00
ITEM NO. ALTERNATE BID 'D' - NETTING							
1D	NETTING MOUNTED ATOP FENCE, 8' HIGH	LF	120	120	@	\$75.00	\$ 9,000.00
ITEM NO. ALTERNATE BID 'E' - DRAINAGE IMPROVEMENTS							
1E	8" HIGH DENSITY POLYETHYLENE PIPE	LF	555	555	@	\$15.00	\$ 8,325.00
Total Cost of work completed							= \$299,083.00
Less 2% Retainage							= \$5,981.66
PARTIAL PAYMENT #1							= \$33,810.00
PARTIAL PAYMENT #2							= \$115,463.60
PARTIAL PAYMENT #3							= \$143,827.74