

RESOLUTION
of the
BOROUGH OF NEW PROVIDENCE
Resolution No. 2017-198

Council Meeting Date: 07-17-2017

Date Adopted: 07-17-2017

TITLE: RESOLUTION APPROVING PARTIAL PAYMENT # 1 FOR WILD HEART INDUSTRIES, IN THE AMOUNT OF \$68,600.00 FOR THE PROJECT COMMONLY KNOWN AS "PING WANG DEMOLITION AND SITE RESTORATION"

Councilperson Muñoz 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 # 1 to Wild Heart Industries, 1524A Millstone River Road, Hillsborough, N.J. 08844, in the amounts of \$68,600.00 for the project commonly known as "Ping Wang Demolition and Site Restoration".

APPROVED, this 17th day of July, 2017.

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 17th day of July, 2017.

Wendi B. Barry, Borough Clerk

MEMORANDUM

To: Douglas R. 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: July 12, 2017

RE: **Ping Wang Demolition and Site Restoration**
Progress Payment No. 1
MC Project No. NPT-157

With reference to the above captioned project, I hereby transmit Progress Payment No. 1 for approval by Resolution of the Mayor and Council. Attached, please find the following:

- Progress Payment No. 1, dated 7/11/2017, prepared by Maser Consulting, consisting of one (1) page;
- Invoice #7223, prepared by Wild Heart Industries, LLC, dated July 11, 2017, consisting of one (1) page;
- Copy of Application and Certification for Payment, prepared by Wild Heart Industries, LLC, consisting of two (2) pages; and
- Certified Payroll Certificates weeks ending 6/24 & 7/1, prepared by Wild Heart Industries, LLC, consisting of six (6) pages.

To date, all the work has been completed to the satisfaction of the Borough Engineer.

Original Contract Amount	\$ 124,000.00
<u>Proposed Change Order #1</u>	<u>\$3,800.00</u>
Proposed Adjusted Contract Amount	\$127,800.00
Total Cost of Work Completed	\$70,000.00
Less 2% Retainage	(-) \$1,400.00
<u>Amount Billed Previously</u>	<u>(-) \$0.00</u>
Progress Payment No. 1	\$68,600.00

I hereby recommend the Mayor and Council approve Progress Payment No. 1 in the amount of **\$68,600.00** to Wild Heart Industries, LLC. The Borough Clerk shall not release Progress Payment No. 1 until the contractor has provided to our office the original Application and Certification for Payment and the Certified Payroll Certificates for week ending July 7. The documents shall be reviewed and approved by our office before payment can be released.

R:\Projects\NPT\NPT-157\Correspondence\OUT\170712_NPT157_Pingwang_Progress Payment No. 1.Doc



BOROUGH OF NEW PROVIDENCE
THE PING WANG GREENHOUSES: DEMOLITION AND SITE RESTORATION
WILD HEART INDUSTRIES
1524A MILLSTONE RIVER RD
HILLSBOROUGH, NJ 08844

PROGRESS PAYMENT NO. #1
PROJECT NO. NPT157
PERIOD ISSUED TO: July 7, 2017
DATE ISSUED: 7/11/2017

ITEM	DESCRIPTION	QTY	UNIT	UNIT PRICE	AMENDED QTY	QTY THIS EST.	AMOUNT THIS EST.	QTY PREV. EST.	QTY TO DATE	AMOUNT TO DATE
BASE BID										
1	CLEARING SITE	1	LS	\$ 25,000.00	1	1.00	\$ 25,000.00	0.00	1.00	\$ 25,000.00
2	BUILDING DEMOLITION AND DISPOSAL	1	LS	\$ 84,000.00	1	0.54	\$ 45,000.00	0.00	0.54	\$ 45,000.00
3	CERTIFIED CLEAN FILL	500	CY	\$ 10.00	1	0.00	\$ -	0.00	0.00	\$ -
4	SITE RESTORATION	1	LS	\$ 10,000.00	50	0.00	\$ -	0.00	0.00	\$ -
CO#1	STREAM CLEARING AND DESNAGGING	1	LS	\$ 3,800.00	1	0.00	\$ -	0.00	0.00	\$ -
TOTAL							\$ 70,000.00			\$ 70,000.00

ORIGINAL CONTRACT AMOUNT	\$124,000.00
CHANGE ORDER NO. 1	\$3,800.00
ADJUSTED CONTRACT AMOUNT	\$127,800.00
TOTAL COMPLETED TO DATE	\$ 70,000.00
RETAINAGE (2% OF COMPLETED WORK)	(-) \$ (1,400.00)
SUBTOTAL	\$ 68,600.00
LESS PREVIOUS PAYMENTS:	(-) \$ -
TOTAL AMOUNT DUE:	\$ 68,600.00



Wild Heart Industries LLC
 1524A Millstone River Road
 Hillsborough, NJ 08844
 T 908 874 6664
 F 908 874 8310
 E sales@wildheartbulk.com
 www.wildheartbulk.com

Wild Heart Industries, LLC
 1524A Millstone River Road
 Hillsborough, NJ 08844
 (908)8746664x2
 Dawn@wildheartbulk.com
 www.wildheartbulk.com

Invoice 7223

BILL TO

Borough of New Providence
 360 Elkwood Avenue
 New Providence, NJ 08844

DATE
 07/11/2017

PLEASE PAY
\$70,000.00

DUE DATE
 08/01/2017

P.O. NUMBER

17-00602

ACTIVITY	QTY	RATE	AMOUNT
Land Clearing Clearing Site	1	25,000.00	25,000.00
Demolition Demolition of Buildings	1	45,000.00	45,000.00

Ping Wang Project - Demolition and Site Restoration Project
 Work completed from June 21 - July 7, 2017.

TAX EXEMPT ID#: 22-6002132

Thank you for your business!

TOTAL DUE

\$70,000.00

THANK YOU.

APPLICATION AND CERTIFICATE FOR PAYMENT

TO OWNER:
 Borough of New Providence
 360 Elkwood Avenue
 New Providence, NJ 07974
 FROM CONTRACTOR:
 Wild Heart Industries, LLC
 1524A Millstone River Road
 Hillsborough, NJ 08844

PROJECT:
 PING WANG PROJECT
 Demolition and Site Restoration
 VIA ARCHITECT:
 MASER CONSULTING
 400 Valley Road - Suite 304
 Mt. Arlington, NJ 07856

APPLICATION #: 1
 PERIOD TO: 07/07/17
 PROJECT NOS: 17-00602
 CONTRACT DATE: 02/27/17

Distribution to:
 Owner
 Const. Mgr
 Architect
 Contractor

CONTRACT FOR: PING WANG PROJECT

CONTRACTOR'S APPLICATION FOR PAYMENT

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

1. ORIGINAL CONTRACT SUM-----	\$	124,000.00
2. Net change by Change Orders-----	\$	
3. CONTRACT SUM TO DATE (Line 1 +/- 2)	\$	124,000.00
4. TOTAL COMPLETED & STORED TO DATE-\$ (Column G on Continuation Sheet)		70,000.00
5. RETAINAGE:		
a. 2.0% of Completed Work (Columns D+E on Continuation Sheet)	\$	1,400.00
b. _____ of Stored Material (Column F on Continuation Sheet)	\$	
Total Retainage (Line 5a + 5b or Total in Column 1 of Continuation Sheet-----	\$	1,400.00
6. TOTAL EARNED LESS RETAINAGE----- (Line 4 less Line 5 Total)	\$	68,600.00
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)-----		
8. CURRENT PAYMENT DUE-----	\$	68,600.00
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$	55,400.00

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 therein is now due.

CONTRACTOR: Wild Heart Industries, LLC

By: *Dawn A. Lenko* Date: 7/11/17
NICOLE E ACEVEDO
 ID # 50020315
 NOTARY PUBLIC
 STATE OF NEW JERSEY
 My Commission Expires July 29, 2020
 State of: New Jersey
 County of: Somerset
 Subscribed and sworn to before me this 11th day of July 2017
 My Commission Expires July 29, 2020
 Notary Public: *Nicole Acevedo*
 My Commission expires: July 29, 2020

CERTIFICATE FOR PAYMENT

In accordance with Contract Documents, based on on-site observations and the data comprising 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 for. Initial all figures on this application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT:

By: _____ Date: _____
 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

ATTACHMENT TO PAY APPLICATION

PROJECT:
PING WANG PROJECT
Demolition and Site Restoration

APPLICATION NUMBER: 1
APPLICATION DATE: 07/11/17
PERIOD TO: 7-Jul-17
ARCHITECT'S PROJECT NO: 17-00602

A Item No.	B Description of Work	C Scheduled Value	D Work Completed		F Materials Presently Stored (Not In D or E)	G		H Balance To Finish (C - G)	I Retainage
			From Previous Application (D + E)	This Period		Total Completed And Stored To Date (D + E + F)	% (G/C)		
	Land Clearing of 200 Acres								
1	Clearing Site	25,000.00		25,000.00		25,000.00	100%		500.00
2	Building Demolition and Disposal	84,000.00		45,000.00		45,000.00	54%	39,000.00	900.00
3	Certified Clean Fill	5,000.00						5,000.00	
4	Site Restoration	10,000.00						10,000.00	
5									
6									
7									
8									
9									
10									
11									
12									
13									
14									
15									
16									
17									
18									
19									
20									
21									
22									
23									
24									
25									
26									
27									
28									
	SUBTOTALS PAGE 2	124,000.00		70,000.00		70,000.00	56%	54,000.00	1,400.00

NOTICE TO PUBLIC ENTITY

I, Travis J. Koch, undersigned, am an Account Representative with the authority to act for and on behalf of Wild Heart Bulk Landscape Supplies, LLC, certify under penalty of perjury that the records or copies thereof submitted and consisting of pay period 6/18/2017 to 7/1/2017, 1 page(s) are the originals or true, full, and correct copies of the originals which depict the record(s) of the actual disbursements by way of cash, check, or whatever form to the individual or individuals named.

July 6, 2017

Date

A handwritten signature in black ink that reads "Travis J. Koch". The signature is written in a cursive style and is positioned above a horizontal line.

Signature

A public entity may require a more strict and/or more extensive form of certification.