

RESOLUTION
of the
BOROUGH OF NEW PROVIDENCE
Resolution No. 2017-216

Council Meeting Date: 08-14-2017

Date Adopted: 08-14-2017

TITLE: RESOLUTION APPROVING PARTIAL PAYMENT # 2 (FINAL) FOR WILD HEART INDUSTRIES, IN THE AMOUNT OF \$59,200.00 FOR THE PROJECT COMMONLY KNOWN AS "PING WANG DEMOLITION AND SITE RESTORATION"

Councilperson Kapner 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 # 2 (Final) to Wild Heart Industries, 1524A Millstone River Road, Hillsborough, N.J. 08844, in the amounts of \$59,200.00 for the project commonly known as "Ping Wang Demolition and Site Restoration".

APPROVED, this 14th day of August, 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 14th day of August, 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: August 7, 2017

RE: **Ping Wang Demolition and Site Restoration**
Progress Payment No. 2 (Final) - Revised
MC Project No. NPT-157

With reference to the above captioned project, I hereby transmit Progress Payment No. 2 for approval by Resolution of the Mayor and Council. Attached, please find the following:

- Progress Payment No. 2, dated 8/4/2017, prepared by Maser Consulting, consisting of one (1) page;
- Invoice #7231 Revised, prepared by Wild Heart Industries, LLC, dated July 18, 2017, consisting of one (1) page;
- Application and Certification for Payment, prepared by Wild Heart Industries, LLC, consisting of two (2) pages; and
- Certified Payroll Certificates weeks ending 7/8 and 7/15, prepared by Wild Heart Industries, LLC, consisting of four (4) 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>
Adjusted Contract Amount	\$127,800.00
Total Cost of Work Completed	\$127,800.00
<u>Amount Previously Recommended for Payment</u>	<u>(-) \$68,600.00</u>
Progress Payment No. 2	\$59,200.00

I hereby recommend the Mayor and Council approve Progress Payment No. 2 in the amount of **\$59,200.00** to Wild Heart Industries, LLC.

The Borough should withhold payment until a two (2) year maintenance bond in the amount of 15% (\$19,170.00) of the project cost has been received, as per Section 20.2 of the Specifications.

P:\NPT\NPT-157\Correspondence\OUT\170807_NPT157_Pingwang_Progress Payment No.2(Final)-Revised.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. #2 (FINAL)
 PROJECT NO. NPT157
 PERIOD ISSUED TO: July 18, 2017
 DATE ISSUED: 8/4/2017

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	0.00	\$ -	1.00	1.00	\$ 25,000.00
2	BUILDING DEMOLITION AND DISPOSAL	1	LS	\$ 84,000.00	1	0.46	\$ 39,000.00	0.54	1.00	\$ 84,000.00
3	CERTIFIED CLEAN FILL	500	CY	\$ 10.00	1	500.00	\$ 5,000.00	0.00	500.00	\$ 5,000.00
4	SITE RESTORATION	1	LS	\$ 10,000.00	50	1.00	\$ 10,000.00	0.00	1.00	\$ 10,000.00
CO#1	STREAM CLEARING AND DESNAGGING	1	LS	\$ 3,800.00	1	1.00	\$ 3,800.00	0.00	1.00	\$ 3,800.00
TOTAL							\$ 57,800.00			\$ 127,800.00

ORIGINAL CONTRACT AMOUNT	\$ 124,000.00
CHANGE ORDER NO. 1	\$ 3,800.00
ADJUSTED CONTRACT AMOUNT	\$ 127,800.00
TOTAL COMPLETED TO DATE	\$ 127,800.00
SUBTOTAL	\$ 127,800.00
LESS PREVIOUS PAYMENTS:	(-) \$ (68,600.00)
TOTAL AMOUNT DUE:	\$ 59,200.00



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

Invoice 7231
REVISED

BILL TO
New Providence
360 Elkwood Avenue
New Providence, NJ 08844

DATE
07/18/2017

PLEASE PAY
\$59,200.00

DUE DATE
08/01/2017

P.O. NUMBER
17-00602 FINAL BILL

ACTIVITY	QTY	RATE	AMOUNT
Demolition Line Item #2 -- Demolition and Disposal	1	39,900.00	39,900.00
Fill Dirt - NI:Clean Fill Line Item #3 - Clean Fill	1	5,000.00	5,000.00
Site Work Line Item #4 - Site Restoration	1	10,000.00	10,000.00
Site Work Line Item #5 (Change Order #1) Stream Clearing and Desagging	1	3,800.00	3,800.00
Demolition Line Item #1 - Retainage Held back (Clearing Site) PING WANG PROJECT - Demolition and Site Restoration	1	500.00	500.00

TAX EXEMPT #: 22-6002132/000
(Previous Check Paid was \$68,600)

Thank you for your business!

TOTAL DUE **\$59,200.00**

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

APPLICATION #: 2
 PERIOD TO: 07/18/17
 PROJECT NOS: 17-00602

CONTRACT DATE: 02/27/17

Distribution to:

<input type="checkbox"/>	Owner
<input type="checkbox"/>	Const. Mgr
<input type="checkbox"/>	Architect
<input type="checkbox"/>	Contractor

VIA ENGINEER:
 MASER CONSULTING
 400 Valley Road - Suite 304
 Mt. Arlington, NJ 07856

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-----	\$	3,800.00
3. CONTRACT SUM TO DATE (Line 1 +/- 2)	\$	127,800.00
4. TOTAL COMPLETED & STORED TO DATE-\$ (Column G on Continuation Sheet)		127,800.00
5. RETAINAGE:		
a. 2.0% of Completed Work (Columns D+E on Continuation Sheet)	\$	0
b. _____ of Stored Material (Column F on Continuation Sheet)	\$	
Total Retainage (Line 5a + 5b or Total in Column 1 of Continuation Sheet-----	\$	
6. TOTAL EARNED LESS RETAINAGE----- (Line 4 less Line 5 Total)	\$	127,800.00
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)-----	\$	68,600.00
8. CURRENT PAYMENT DUE-----	\$	59,200.00
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$	0

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner		
Total approved this Month	\$3,800.00	
TOTALS	\$3,800.00	
NET CHANGES by Change Order		\$3,800.00

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 Starbo Date: 8/3/17
 State of: New Jersey
 County of: Somerset
 Subscribed and sworn to before me this 3rd day of August, 2017
 Notary Public: Nicole Acevedo
 My Commission expires: July 29, 2020

NICOLE E ACEVEDO
 ID # 50020315
 NOTARY PUBLIC
 STATE OF NEW JERSEY
 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 \$ 59,200.00
 (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: ENGINEER
 By: M. O'KREPKY Date: 8/4/17

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 of Contractor under this Contract.

CONTINUATION SHEET

ATTACHMENT TO PAY APPLICATION
 PROJECT:
 PING WANG PROJECT
 Demolition and Site Restoration

APPLICATION NUMBER: 2
 APPLICATION DATE: 08/03/17
 PERIOD TO: 18-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)		
1	Clearing Site	25,000.00	24,500.00	500.00		25,000.00	100%		
2	Building Demolition and Disposal	84,000.00	44,100.00	39,900.00		84,000.00	100%		
3	Certified Clean Fill	5,000.00		5,000.00		5,000.00	100%		
4	Site Restoration	10,000.00		10,000.00		10,000.00	100%		
5	Change Order #1	3,800.00		3,800.00		3,800.00	100%		
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SUBTOTALS PAGE 2		127,800.00	68,600.00	59,200.00		127,800.00	100%		