

RESOLUTION
of the
BOROUGH OF NEW PROVIDENCE
Resolution No. 2018-129

Council Meeting Date: 05-07-2018

Date Adopted: 05-07-2018

TITLE: RESOLUTION APPROVING PARTIAL PAYMENT # 3 FOR FINE CONSTRUCTION, INC., IN THE AMOUNT OF \$134,894.16 FOR THE PROJECT COMMONLY KNOWN AS "MUNICIPAL COURT RENOVATIONS"

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 Keith J. Lynch, Construction Official, recommends approval of partial payment # 3 to Fine Construction, Inc., 1404 Oak Tree Road, Suite 203, Iselin, N.J. 08830, in the amounts of \$134,894.16 for the project commonly known as "Municipal Court Renovations".

APPROVED, this 7th day of May, 2018.

RECORD OF VOTE

	AYE	NAY	ABSENT	NOT VOTING
GENNARO	X			
GEOFFROY	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 7th day of May, 2018.

Wendi B. Barry, Borough Clerk

Memorandum

To: Doug Marvin, Borough Administrator
From: Keith J. Lynch, Construction Official
CC: Wendi Barry, Borough Clerk (w/attachments)
Date: May 2, 2018
**Re: Partial Payment #3
Municipal Court Renovation**

With reference to the above captioned project, I hereby transmit Partial Payment #3 for approval by Resolution of the Mayor and Council.

Attached please find the following:

- Copy of Application and Certification for Payment, prepared by Fine Construction, Inc., dated 4/20/18

To date, the work outlined in Fine Constructions invoice has been completed.

Original Contract Amount	\$370,500.00
Change Order #1	\$40,349.00
Change Order #2	4,002.00
Change Order #3	3,031.40
Change Order #4	7,998.84
Adjusted Contract Amount	\$425,881.24
Total Cost of Work Completed	\$403,882.40
Less 10% Retainage	\$ 40,388.24
Amount Billed Previously	\$228,600.00
Partial Payment #3 Amount Due	\$134,894.16

I hereby recommend that Mayor & Council approve Partial Payment #3 in the amount of \$134,894.16 to Fine Construction, Inc.

FINE CONSTRUCTION INC

1404 OAK TREE ROAD
SUITE 203
ISELIN NJ 08830

Office: 732 510 0861
Cell: 732 664 5327

Date: 04/20/2018

To: Borough of New Providence
360 Elkwood Avenue
New Providence, NJ 07974

Attn: Keith J. Lynch, Director

Ref: Invoice # 03 Through 04/29/2018

Dear Mr. Lynch,

Invoice # 03 – Net Due **\$134,894.16** (One Hundred and thirty four thousand eight hundred and ninety four dollars and sixteen cents.)

Encl: (2) Pages.

Sincerely,



MRUDULA U SHAH
PRESIDENT

APPLICATION AND CERTIFICATION FOR PAYMENT

TO OWNER:
 Borough of New Providence
 360 Elkwood Ave
 New Providence 07974
FROM CONTRACTOR:
 Fine Construction Inc
 1404 Oak tree Road Suite 203
 Iselin NJ 08830
CONTRACT FOR:

PROJECT:
 Municipal Court Renovations
 360 Elkwood Ave
 New Providence 07974
VIA ARCHITECT:

AIA DOCUMENT G702

APPLICATION NO: 3

PAGE ONE OF _____ PAGES

PERIOD TO: 4/29/2018

PROJECT NOS:

CONTRACT DATE:

Distribution to:

<input type="checkbox"/>	OWNER
<input type="checkbox"/>	ARCHITECT
<input type="checkbox"/>	CONTRACTOR
<input type="checkbox"/>	
<input type="checkbox"/>	

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>370,500.00</u>
2. Net change by Change Orders	\$	<u>55,381.24</u>
3. CONTRACT SUM TO DATE (Line 1 + 2)	\$	<u>425,881.24</u>
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)	\$	<u>403,882.40</u>
5. RETAINAGE:		
a. 10 % of Completed Work (Column D + E on G703)	\$	<u>\$40,388.24</u>
b. _____ % of Stored Material (Column F on G703)	\$	_____
Total Retainage (Lines 5a + 5b or Total in Column I of G703)	\$	<u>40,388.24</u>
6. TOTAL EARNED LESS RETAINAGE (Line 4 Less Line 5 Total)	\$	<u>363,494.16</u>
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$	<u>228,600.00</u>
8. CURRENT PAYMENT DUE	\$	<u>134,894.16</u>
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$	<u>62,387.08</u>

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: FINE CONSTRUCTION INC

By: _____ Date: _____

State of: _____ County of: _____
 Subscribed and sworn to before me this _____ day of _____
 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:

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.

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner - CO # 1	\$40,349.00	
Total approved this Month - CO # 2, 3 & 4	\$15,032.24	
TOTALS	\$55,381.24	\$0.00
NET CHANGES by Change Order	\$55,381.24	

Project Name :

CONTINUATION SHEET

AIA DOCUMENT G703

PAGE OF PAGES

1. AIA CERTIFICATION FOR PAYMENT, containing
 2. AIA certification is attached.
 3. Amounts are stated to the nearest dollar.
 4. Variable retainage for line items may apply.

APPLICATION NO: **3**
 APPLICATION DATE: **4/20/2018**
 PERIOD TO: **4/29/2018**
 ARCHITECT'S PROJECT NO:

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H % (G ÷ C)	I BALANCE TO FINISH (C - G)	J RETAINAGE 10%
			FROM PREVIOUS APPLICATION (D ÷ E)	THIS PERIOD					
			1	Bond & Insurance					
2	General Conditions	\$30,000.00	\$23,000.00	\$7,000.00	\$0.00	\$30,000.00	100.00%	\$0.00	\$1,500.00
3	Mobilization & Submittals	\$10,000.00	\$9,000.00	\$1,000.00	\$0.00	\$10,000.00	100.00%	\$0.00	\$500.00
4	Demolition	\$20,000.00	\$20,000.00	\$0.00	\$0.00	\$20,000.00	100.00%	\$0.00	\$2,000.00
5	HVAC Work	\$20,000.00	\$15,000.00	\$5,000.00	\$0.00	\$20,000.00	100.00%	\$0.00	\$2,000.00
6	Electrical Work	\$50,000.00	\$27,500.00	\$22,500.00	\$0.00	\$50,000.00	100.00%	\$0.00	\$5,000.00
7	Structural Steel	\$30,000.00	\$26,000.00	\$3,000.00	\$0.00	\$29,000.00	96.67%	\$1,000.00	\$2,900.00
8	Plumbing	\$10,000.00	\$10,000.00	\$0.00	\$0.00	\$10,000.00	100.00%	\$0.00	\$1,000.00
9	Glass & Glazing	\$30,000.00	\$30,000.00	\$0.00	\$0.00	\$30,000.00	100.00%	\$0.00	\$3,000.00
10	Metal Stud Framing	\$25,000.00	\$22,000.00	\$3,000.00	\$0.00	\$25,000.00	100.00%	\$0.00	\$2,500.00
11	Exterior Finishes - Stucco	\$10,000.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$10,000.00	\$0.00
12	Gyp Sheathing	\$2,000.00	\$1,500.00	\$0.00	\$0.00	\$1,500.00	75.00%	\$500.00	\$150.00
13	Insulation	\$8,000.00	\$7,000.00	\$500.00	\$0.00	\$7,500.00	93.75%	\$500.00	\$750.00
14	Acoustical	\$8,000.00	\$5,000.00	\$3,000.00	\$0.00	\$8,000.00	100.00%	\$0.00	\$800.00
15	Gyp Sheathing S/R	\$24,000.00	\$20,000.00	\$4,000.00	\$0.00	\$24,000.00	100.00%	\$0.00	\$2,400.00
16	Painting	\$6,000.00	\$0.00	\$6,000.00	\$0.00	\$6,000.00	100.00%	\$0.00	\$600.00
17	Flooring	\$5,000.00	\$0.00	\$5,000.00	\$0.00	\$5,000.00	100.00%	\$0.00	\$500.00
18	Millwork	\$40,000.00	\$20,000.00	\$20,000.00	\$0.00	\$40,000.00	100.00%	\$0.00	\$4,000.00
19	Folding Partition	\$6,000.00	\$3,000.00	\$3,000.00	\$0.00	\$6,000.00	100.00%	\$0.00	\$600.00
20	Final Cleanup	\$1,000.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$1,000.00	\$0.00
21	Punch List	\$1,000.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$1,000.00	\$0.00
22	Allowances - For Carpet & Hardware s	\$19,500.00	\$0.00	\$19,500.00	\$0.00	\$19,500.00	100.00%	\$0.00	\$1,950.00
23	Change Order 01 - Sauder Furniture	\$40,349.00	\$0.00	\$40,349.00	\$0.00	\$40,349.00	100.00%	\$0.00	\$4,034.90
24	Change Order 02 - Ceiling work	\$4,002.00	\$0.00	\$4,002.00	\$0.00	\$4,002.00	100.00%	\$0.00	\$400.20
25	Change Order 03 - For Cabinet Work	\$3,031.40	\$0.00	\$3,031.40	\$0.00	\$3,031.40	100.00%	\$0.00	\$303.14
26	Change Order 04 - For ceramic tile Work	\$7,998.84	\$0.00	\$0.00	\$0.00	\$0.00	0.00%	\$7,998.84	\$0.00
GRAND TOTALS		\$425,881.24	\$254,000.00	\$149,882.40	\$0.00	\$403,882.40	94.83%	\$21,998.84	\$40,388.24