

**RESOLUTION**  
of the  
**BOROUGH OF NEW PROVIDENCE**  
Resolution No. 2019-237

Council Meeting Date: 10-15-2019

Date Adopted: 10-15-2019

TITLE: RESOLUTION APPROVING PARTIAL PAYMENT # 1 FOR AMERICAN TENNIS COURTS, INC., IN THE AMOUNT OF \$ 52,495.00 FOR THE PROJECT COMMONLY KNOWN AS "TENNIS COURT RESURFACING PROJECT"

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

WHEREAS, American Tennis Court Incorporated's original contract amount is \$52,495.00 for the project commonly known as "Tennis Court Resurfacing Project"; and

WHEREAS, Andrew Hipolit, Borough Engineer, recommends approval of partial payment # 1 to American Tennis court Inc., in the amount of \$ 52,495.00, for the project commonly known as "Tennis court Resurfacing Project".

NOW THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of New Providence, County of Union and State of New Jersey that partial payment # 1 to American Tennis Courts, Inc., 4051 North Point Road, Baltimore, MD 21222-3699, in the amount of \$52,495.00, be approved for the project commonly known as "Tennis court Resurfacing Project".

APPROVED, this 15<sup>th</sup> day of October, 2019.

RECORD OF VOTE

	AYE	NAY	ABSENT	NOT VOTING
CUMISKEY	X			
DESARNO	X			
GENNARO	X			
GEOFFROY	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 15<sup>th</sup> day of October, 2019.

Wendi B. Barry, Borough Clerk

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**MEMORANDUM**

To: Douglas R. Marvin, Borough Administrator  
From: Kevin Boyer, P.E., C.M.E., Borough Engineer  
cc: Wendi Barry, Borough Clerk  
Keith Lynch, Director of Planning and Development  
Dated: September 25, 2019  
RE: **Tennis Court Resurfacing (Courts 1-4)**  
**Progress Payment No. 1 (Final)**  
MC Project No. NPT-007

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With reference to the above captioned project, I hereby transmit Progress Payment No. 1 (Final) for approval by Resolution of the Mayor and Council. Attached, please find Progress Payment No. 1, dated 9/24/19, prepared by Maser Consulting and consisting of one (1) page.

Original certified payrolls will be sent under separate cover by the contractor.

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

Original Contract Amount	\$ 52,495.00
Total Cost of Work Completed	\$ 52,495.00
Less 2% Retainage	(\$ 1,049.90)
Release 2% Retainage	\$ 1,049.90
<u>Amount Billed Previously</u>	<u>\$ 0.00</u>
<b>Progress Payment No. 1</b>	<b>\$ 52,495.00</b>

I hereby recommend the Mayor and Council approve Progress Payment No. 1 (Final) in the amount of **\$ 52,495.00** to ATC Corp. The Borough Clerk shall not release Progress Payment No. 1 (Final) until the Borough receives the original, sealed Certified Payroll Certificates from the contractor as well as an accepted Maintenance Bond.

KB/nm/ljb

Attachment

R:\Projects\NPT\NPT-007 Community Pool Tennis Courts 1 - 4\Correspondence\OUT\190925\_NPT007\_Progress Payment No. 1.Doc



Consulting, Municipal & Environmental Engineers  
Planners • Surveyors • Landscape Architects

**PROGRESS PAYMENT NO. 1**

**DATE:** 9/24/2019  
**PROJECT:** COMMUNITY POOL TENNIS COURT RESURFACING (COURTS 1-4)  
**MUNICIPALITY:** BOROUGH OF NEW PROVIDENCE, UNION COUNTY, NJ  
**COUNTY:** UNION  
**MC PROJECT NO.:** NPT-007

Original Contract	Payment #1	Total To Date
ATC CORP. 4051 NORTH POINT ROAD BALTIMORE, MD 21222-3699	Requested: 9/19/2019 Processed: 9/24/2019	Completed as of: 9/24/2019

ITEM	DESCRIPTION	UNIT	QTY	UNIT PRICE	CONTACT AMOUNT	QUANTITY	AMOUNT	TOTAL QUANTITY	TOTAL AMOUNT
<b>BASE BID - TENNIS COURT RESURFACING (COURTS 1-4)</b>									
1	CLEARING SITE	LS	1.00	\$ 2,500.00	\$ 2,500.00	1.00	\$ -	1.00	\$ 2,500.00
2	CRACK REPAIR	LS	1.00	\$ 24,000.00	\$ 24,000.00	1.00	\$ -	1.00	\$ 24,000.00
3	LEVELING BINDER PATCH	LS	1.00	\$ 3,000.00	\$ 3,000.00	1.00	\$ -	1.00	\$ 3,000.00
4	TENNIS COURT RESURFACING	LS	1.00	\$ 20,000.00	\$ 20,000.00	1.00	\$ -	1.00	\$ 20,000.00
5	RUST STAIN BLOCK	GAL	200.00	\$ 14.98	\$ 2,995.00	200.00	\$ -	200.00	\$ 2,995.00
<b>BASE BID TOTAL</b>					\$ 52,495.00				\$ 52,495.00

BASE BID CONTRACT AMOUNT = \$ 52,495.00  
TOTAL CHANGE ORDER AMOUNT = \$ -  
TOTAL CONTRACT AMOUNT = \$ 52,495.00

**TOTAL TO DATE:** \$ 52,495.00  
**LESS 2% RETAINAGE:** \$ (1,049.90)  
**RELEASE 2% RETAINAGE:** \$ 1,049.90  
**SUBTOTAL:** \$ 52,495.00  
**LESS PREVIOUS PAYMENTS:** \$ -  
**TOTAL AMOUNT DUE:** \$ 52,495.00