

**RESOLUTION OF THE
BOONTON TOWNSHIP COMMITTEE
AUTHORIZING CHANGE ORDER NO. 2 AND AN AMENDATORY
CONTRACT WITH ALBERT M. HIGLEY CO., LLC FOR THE TOWNSHIP'S
MUNICIPAL BUILDING AND POLICE HEADQUARTERS ADDITION
AND ALTERATION PROJECT**

WHEREAS, on June 24, 2024, the Township of Boonton awarded a contract in the amount of \$11,070,000.00 to Albert M. Higley Co., LLC (“Higley Co.”) in connection with the Township’s Municipal Building and Police Headquarters Addition and Alteration Project (the “Project”); and

WHEREAS, Higley Co. has submitted the attached Change Order No. 2 in the amount of \$387,013.44 to address the following items:

<u>Change Order Item</u>	<u>Price</u>
ASI #11 Plan Design with Value Engineered Planter	\$ 71,881.34
ASI #12 Fire Pump Room Changes	\$ 17,220.00
Additional Site Work and Paving	\$ 187,221.79
113 Added Water fountain filter & changing aerator	\$ 2,070.00
089 Elevator Operator for Township Furniture Delivery	\$ 3,081.60
081 Existing Stairway Wall Repairs	\$ 18,494.66
090 Demo Prep and Infill at Existing Door	\$ 22,188.88
092 Partition Type Change at Shaft Walls	\$ 6,621.78
095 Drywall Column in Room 142 AV Closet	\$ 842.06
096 Header in Ceiling at Police Vestibule	\$ 1,074.16
097 Additional Roof Blocking at Exterior Panel	\$ 2,343.46
102 Closing Up Ductwork Openings in Existing 1926 Building	\$ 5,593.20
103 Add VESDA Smoke Detector in Elevator Shaft	\$ 14,917.20
Additional Electrical Work Needed for Added XF Card	
104 Readers	\$ 1,764.00
105 Change Sprinkler Feed Lower Lowel of 1926 Building	\$ 4,048.80
106 1926 Building Handrails	\$ 5,195.70
111 Added Detention Glazing Room 122	\$ 7,120.80
114 Added concrete walk off pad	\$ 2,295.60
115 Additional water flow tests	\$ 5,400.00
079 Fence and Gate Changes	\$ 2,013.00
080 Paint Steel at Car Port	\$ 14,625.46
030 Reclaimed Wood Wall	<u>\$ (9,000.05)</u>
	\$ 387,013.44

WHEREAS, these conditions could not be reasonably foreseen at the time the specifications were written and the contract awarded because they could not have been known until the commencement of the construction; and

WHEREAS, a substantial amount of the construction would be delayed, which would result in substantial increases in costs above the original contract amount and substantial inconvenience to the public if bidding were to be required; and

WHEREAS, the cost of Change Order No. 2 dated April 13, 2026, attached hereto and incorporated herein, is \$387,013.44, increasing the total contract price to \$11,960,478.55; and

WHEREAS, the increase does not exceed the 20% limitation set forth in N.J.A.C. 5:30-11.3, and

WHEREAS, the Township Attorney has reviewed the documentation and found it to be in accordance with the Local Public Contracts Law and requirements for change orders; and

WHEREAS, the Township Committee has determined that the additional work is justified under the circumstances and desires to authorize Change Order No. 2 and award an amendatory contract to Higley Co. to proceed with Project; and

WHEREAS, the Chief Financial Officer has certified that funds for Change Order No. 2 are available.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Boonton, in the County of Morris, and State of New Jersey, as follows:

1. Change Order No. 2 dated April 13, 2026 in the amount of \$387,013.44 is hereby authorized.
2. The Township is authorized to amend the original contract, attached hereto and incorporated herein, with Higley Co. as follows:

Original Contract:	\$11,070,000.00
Change Order #1	\$ 503,465.11
Change Order #2	\$ 387,013.44
<u>Contract Total w/Change Orders:</u>	<u>\$11,960,478.55</u>
	Increase of 8.04%
<u>Settlement of Delay Claim</u>	<u>\$ 97,500.00</u>
New Total Contract	\$12,057,978.55

3. A certified copy of this resolution shall be forwarded to the Township's Consulting Qualified Purchasing Agent, the Canning Group, LLC and A. M. Higley Co.; and
4. Notice of this action shall be published in the official newspapers for the Township of Boonton and on the Township website.
5. This Resolution shall take effect immediately

I hereby certify the foregoing to be a true copy of a resolution adopted by the Township Committee of the Township of Boonton at its meeting held on April 13, 2026.

Douglas Cabana, Municipal Clerk
Township of Boonton