



Approved as to Form and Legality

*KaumWow*  
Salem County Counsel

Date Adopted

August 14, 2019

Committee  
Economic Development  
Public Works

**RESOLUTION APPROVING ENGINEERING SCOPE  
CHANGE ORDER NO. 1 FOR  
PROFESSIONAL ENGINEERING SERVICES AGREEMENT  
DECOMMISSIONING OF COBBS MILL DAM  
FOR THE COUNTY OF SALEM**

**WHEREAS**, the County of Salem awarded a Professional Services Contract to "PENNONI ASSOCIATES, INC." on August 17, 2016 by Resolution #2016-321; and

**WHEREAS**, N.J.A.C. 5:34-4.4(a)3 requires that all change orders for services be approved by the Governing Body; and

**WHEREAS**, it has been deemed necessary by the Public Works Committee to proceed to AMEND the Professional Services Contract for "DESIGN, PERMITTING AND CONSTRUCTION MANAGEMENT OF THE DECOMMISSIONING OF COBBS MILL DAM, NJDEP DAM #34-6 ON COBBS MILL ROAD, A LOCAL ROAD, OVER DEEP RUN IN ALLOWAY TOWNSHIP FOR THE COUNTY OF SALEM"; and

**WHEREAS**, the approval of, additional services which were not identified in the original contract but are required to complete the project, as well as additional permits, field visits and meetings, etc., as more specifically detailed on the attached "Engineering Scope Change Order #1" prepared by "Pennonni Associates, Inc.", was determined to be in the best interest of the residents of Salem County; and

**WHEREAS**, all other Terms and Conditions of the original Contract for Professional Services shall remain in force; and

**WHEREAS**, the County Engineer and Administrator recommend approval of Engineering Scope Change Order #1 in the amount of THIRTY-ONE THOUSAND, EIGHT HUNDRED, FORTY DOLLARS AND ZERO CENTS (\$31,840.00) which represents a fifty-five percent (55%) increase in the original contract amount of FIFTY-EIGHT THOUSAND, ONE HUNDRED AND FORTY DOLLARS AND ZERO CENTS (\$58,140.00) which brings the total contract amount to EIGHTY-NINE THOUSAND, NINE HUNDRED AND EIGHTY DOLLARS AND ZERO CENTS (\$89,980.00) which Amends the original Professional Services Agreement to include services as outlined in the attached "Engineering Scope Change #1; and

**WHEREAS**, Local Public Contracts Law, N.J.S.A. 40A:111-5(1)(a)(1) requires that a notice be publicly advertised concerning the award and amendment of contracts for "Professional Services"; and

**WHEREAS**, the Salem County Treasurer has certified that funding for this Engineering Scope Change Order No. 1 to a Professional Services Contract in 2019 shall be encumbered in accordance with N.J.A.C. 5:30-5.4 and this Contract shall be further contingent upon the availability and appropriation of sufficient funds contained in the 2019 Budget of the County of Salem under the item: ORD 2019-02 ROADWAY & OTH FACILITY IMP; Account #C-04-55-885-019-902.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Chosen Freeholders of the County of Salem as follows:

1. The existing Professional Services Agreement with "PENNONI ASSOCIATES, INC." for Design, Permitting and Construction Management of the Decommissioning of Cobbs Mill Dam, NJDEP Dam #34-6 on Cobbs Mill Road be amended to include the services as outlined in the attached "Engineering Scope Change Order #1" in accordance with their PROPOSAL of THIRTY-ONE THOUSAND, EIGHT HUNDRED, FORTY DOLLARS AND ZERO CENTS (\$31,840.0).
2. The Freeholder-Director and Clerk of the Board are hereby authorized to execute said Engineering Scope Change Order No. 1 and amended contracts, subject to the approval of the County Solicitor.
3. Notice shall be published in the "South Jersey Times" as required by law.



CHARLES V. HASSLER, Freeholder  
Chair, Economic Development/ Public Works Committee

I hereby certify the foregoing to be a true resolution adopted by the Board of Chosen Freeholders of the County of Salem on Wednesday, August 14, 2019.



STACY PENNINGTON  
Clerk of the Board

RECORD OF VOTE

FREEHOLDER	AYE	NAY	ABSTAIN	ABSENT	RESOLUTION MOVED	RESOLUTION SECONDED
G. Ostrum, Jr.	✓					✓
C. Hassler	✓				✓	
L. Ware	✓					
R.S. Griscom	✓					
B. Laury				✓		

✓ Indicates Vote

ENG-DFord

## CERTIFICATION OF AVAILABILITY OF FUNDS

**NOTE TO COUNTY DEPARTMENTS:** This form is to be prepared by each department entering into a contract with a vendor when a resolution is required to be adopted by the Board of Chosen Freeholders of the County of Salem.

This form must accompany the resolution, and must be submitted with the resolution to the Finance Officer for approval by the Finance Officer at least one week prior to the Freeholder meeting at which it will be presented for adoption.

The contract/agreement between the County and the vendor shall be further contingent upon availability and appropriation of sufficient funds for this purpose in the County's Temporary and Permanent Budget. *If grant funds are utilized, this contract/agreement is further contingent upon the grants funds availability during the appropriate grant period*

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I, **Kelly Hannigan**, County Treasurer of the County of Salem, hereby certify in accordance with **Section 5:34-5 of the Local Public Contracts Guidelines and Local Public Contracts Regulations** that adequate funds for the contract listed below are available.

I further certify that the funds are contained in the **OFFICIAL BUDGET** of the County of Salem under the item listed below.

<b>AMOUNT:</b>	<b>\$31,840.00</b>
<b>ACCOUNT NAME:</b>	<b>ORD 2019-02 ROADWAY &amp; OTH FACILITY IMP</b>
<b>ACCOUNT #:</b>	<b>C-04-55-885-019-902</b>
If this is an extension of a grant, the letter from the grantor agency approving the extension must be attached to this form in order for this to be approved by the CFO.	
<b>FOR: PROFESSIONAL SERVICES CONTRACT FOR DESIGN, PERMITTING AND CONSTRUCTION MANAGEMENT OF THE DECOMMISSIONING OF COBBS MILL DAM, NJDEP DAM #34-6 ON COBBS MILL ROAD, A LOCAL ROAD, OVER DEEP RUN IN ALLOWAY TOWNSHIP FOR THE COUNTY OF SALEM, ENGINEERING SCOPE CHANGE ORDER #1; Salem County Contract #16-1368</b>	
<b>DATE:</b>	<b>JULY 30, 2019</b>
<b>VENDOR:</b>	<b>"PENNONI ASSOCIATES, INC." of HADDON HEIGHTS, NEW JERSEY</b>

  
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KELLY HANNIGAN, COUNTY TREASURER