

**A RESOLUTION OF THE TOWNSHIP OF NORTH BRUNSWICK
AUTHORIZING CHANGE ORDER NO. 4 WITH
APPLIED LANDSCAPE TECHNOLOGIES
FOR THE SITE REMEDIATION AND IMPROVEMENTS AT
VETERANS PARK AND A PORTION OF
THE ADJOINING BOARD OF EDUCATION PROPERTY
(PSE&G EASEMENT AND SOIL PILES) UNDER THE
DEPARTMENT OF PARKS, RECREATION, AND COMMUNITY SERVICES**

WHEREAS, in 2003, the North Brunswick Township Board of Education (BOE) started the process of enlarging and renovating the North Brunswick Township High School, and, during construction of the new High School addition in July 2003, waste material predominantly containing pharmaceutical and laboratory vials and other laboratory glassware was unearthed in the soils; and

WHEREAS, the contaminated soil has since been removed from the High School and nearby Plains Gap residential properties, leaving soil at Veterans Park, the PSE&G easement and miscellaneous soil piles (located on the adjoining BOE property) to be remediated; and

WHEREAS, in 2014 the Township reached settlements under litigation receiving sufficient funding from the defending parties to commence the remediation of Veterans Park, and of the Board of Education's PSE&G easement and miscellaneous soil piles; and

WHEREAS, on March 16, 2015 the Township Council approved Resolution 111-3.15 authorizing the receipt of bids for site remediation and improvements at Veterans Park and a portion of the adjoining Board of Education Property (PSE&G Easement); and

WHEREAS, on April 21, 2015 two bids were submitted, and pursuant to Resolution 158-5.15, the Township Council authorized a contract with Applied Landscape Technologies (145 River Road, Montville, NJ 07045) with a base bid of \$8,989,283.00 for Items 1 through 93 inclusive, exclusive of Alternates "A" and "B" which were not awarded under this contract; and

WHEREAS, in August 2015 additional soil contamination sites were discovered by the baseball field that required removal not anticipated within the original quantities bid; and

WHEREAS, in addition to the soil contamination, the Township requested a proposal from Applied Landscape Technologies for demolition of a sidewalk area located near the snack shack; and

WHEREAS, on September 8, 2015 the Township Council approved Resolution 248-9.15 authorized amendments to the current agreement with Applied Landscape Technologies for additional site remediation with an amount not to exceed \$54,366.31 (Change Order 1) and for demolition of an area of sidewalk at an amount not to exceed \$5,000.00 (Change Order 2) for a revised contract authorization amount not to exceed \$9,048,649.31; and

WHEREAS, on December 21, 2015 the Township Council approved Resolution 320-12.15 authorized Change Order No. 3 that reflects reductions and increases in contract quantities (including additional delineation of contaminated site locations required to be removed that were not included within Change Order No.1) and supplementary items required to satisfactorily complete the work, resulting in a net increase in the contract amount by \$241,277.31 for a revised contract of \$9,289,926.62; and

WHEREAS, in February 2015 Township and Board of Education personnel reviewed the site and mutually recommend a new pathway from the High School to Veterans Park be included under this project; and

WHEREAS, the Governing Body previously authorized an Agreement with the engineering firm T&M Associates to provide LSRP, Design, Bid Phase and Construction Phase services for the Veterans Park Remediation and Improvements Project; and