



**BOROUGH OF EDGEWATER
RESOLUTION**

COUNCILPERSON	YES	NO	ABSTAIN	ABSENT
GUTIERREZ				
LAWLOR				
MONTE				
VIDAL				
MARTIN				
BARTOLOMEO				
MAYOR				

DATE: October 20, 2025

RESOLUTION No. 2025-229

INTRODUCED BY: _____

SECOND BY: _____

**RESOLUTION AUTHORIZING CHANGE REDUCTION ORDER #2 AND PROJECT
CLOSE-OUT TOMCO CONSTRUCTION**

WHEREAS, a contract was awarded by the Mayor and Council to Tomco Construction, 22 Howard Boulevard, Suite 204, Mt. Arlington, New Jersey 07856 in the amount of \$1,478,000.00 by authorizing resolution 2024-096 on March 18, 2024 and subsequent Change Order #1 in the amount of \$173,068.02 authorized by resolution 2024-269 on October 21, 2024; and

WHEREAS, it was determined by the borough’s special projects engineer, CME, in correspondence and certification dated August 27, 2025 that a change order reduction was required; and

WHEREAS, by way of this correspondence to the borough by the special projects engineer it is the recommendation that a contract decrease and close-out is warranted as a result of reductions in material quantities; and

WHEREAS, all of the work set forth in Change Order Reduction No. 2 and project close-out is part of the above identified project that was under construction and was not due to faulty work or negligence; and

WHEREAS, the work set forth in Change Order Reduction No. 2 and project close-out could not be separately bid and had to be performed by the same contractor in order to preserve the continuity of job progress and to complete the project with dispatch; and

WHEREAS, Change Order Reduction No. 2 and project close-out will not materially expand upon the size, nature or scope of the project as it was described in the original bid specifications and contract but reflects a change of work required to complete the project described in those bid specifications and contract; and

WHEREAS, this change has been negotiated with the contractor; and

WHEREAS, there are sufficient funds appropriated and available to cover the total cost of this project.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Edgewater as follows:

1. That Change Order Reduction No. 2 and project close-out in which there was a net decrease of the contract price of \$128,089.43 or a 7.7% decrease representing an amended contract price of \$1,522,978.59 which this change order is made a part of this resolution.
2. The items set forth in Change Order Reduction No. 2 and project close-out could not be separately bid due to an emergency need to continue and advance the existing construction of the project while in process.
3. Change Order Reduction No. 2 is authorized and approved as an amendment to the contract of Tomco Construction, Inc.
4. The work set forth in Change Order Reduction No. 2 and project close-out resulting in a net decrease change to the approved contract price shall be paid by the Chief Financial Officer upon presentation of voucher approved and certified by the Project Manager for this project, and satisfaction by contractor of all other requirements for receipt of payment as set forth in the contract documents.
5. The cost of this change order shall be paid from the appropriation for this project in the capital account as certified by the financial officer in the attached report, in capital ordinance 2021-007 amended and adopted on April 15, 2024, and Ordinance 2024-016 amending Ordinance 2023-008 introduced on October 21, 2024 and adopted on November 18, 2024.

The following documents are attached to this Resolution:

1. Report of engineer justifying this Change Order;
2. Certification of Chief Financial Officer;
3. Copy of Change Orders;

Required Signatures:

_____ : **Municipal Engineer Louis Ploskonka - P.E.**

_____ : **Chief Financial Officer – Joseph Iannaconi Jr.**

I hereby certify that the above resolution was adopted by the Governing Body on October 20, 2025.

Michael J. McPartland
Mayor

Stephanie Evans, RMC
Borough Clerk