

**BOROUGH OF RED BANK**

**COUNTY OF MONMOUTH**

**RESOLUTION NO. 08-215**

**RESOLUTION AUTHORIZING CHANGE ORDER NO. 4 RELATED TO THE CONTRACT  
WITH A. MONTONE CONSTRUCTION FOR THE 2007/2008 ROAD PROGRAM FOR  
REPAVING OF PORTIONS OF WALLACE STREET**

Ms. Lee offered the following resolution and moved its adoption:

**WHEREAS**, the Borough previously entered into a contract with A. Montone Construction pursuant to the 2007/2008 Road Program; and

**WHEREAS**, pursuant to a Developer's Agreement with Wallace Street Partners, L.L.C., that developer was required to repave certain portions of Wallace Street; and

**WHEREAS**, the cost to pave that portion of Wallace Street is \$129,181.15; and

**WHEREAS**, Wallace Street Partners have tendered a check to the Borough in the sum of \$129,181.15; and

**WHEREAS**, A. Montone Construction has indicated the willingness and ability to perform the paving of Wallace Street at the above-described price; and

**WHEREAS**, the Borough Engineer has recommended approval of Change Order No. 4, dated October 7, 2008, to the 2007/2008 Road Program, related to the following:

- a. Certain roadway improvements on Wallace Street under the unit quantities specified in the original contract bid prices and as further specified in Change Order No. 4 and the original contract documents, resulting in a contract price increase of \$129,181.15.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Red Bank as follows:

- a. Change Order No. 4, dated October 7, 2008 to the 2007/2008 Road Program is hereby approved with a net price increase of \$129,181.15, such funds having been tendered by the Developer; and

**BE IT FURTHER RESOLVED** that this resolution is further contingent upon the Chief Financial Officer's Certification of Sufficient Funds.

Seconded by Ms. Horgan and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Ms. Cangemi	( x )	( )	( )	( )
Mr. Giannell	( x )	( )	( )	( )
Mr. DuPont	( )	( )	( )	( x )
Ms. Horgan	( x )	( )	( )	( )
Ms. Lee	( x )	( )	( )	( )
Mr. Murphy	( x )	( )	( )	( )

Dated: October 13, 2008