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August 17, 2020

Jose Puno  
GR Masonry Work, LLC  
28 Washington Avenue  
Belleville, NJ 07109

**Re: East Side Park & Mohawk Pond Park Improvements  
Request for Final Payment  
Borough of Red Bank, Monmouth County, NJ  
Our File: HRB00200.01**

Dear Mr. Puno:

By way of history, the Notice to Proceed for the above referenced project was issued on December 20, 2018, with a final completion date of March 20, 2019. Due to delays in project completion, our office issued a Time is of the Essence letter to your attention on June 21, 2019 requesting substantial completion of the project by July 31, 2019. In an effort to ensure adequate progression our office scheduled weekly status meetings effective as of Monday, July 8, 2019. On July 26, 2019, our office issued a modification to reduce the scope of the project, essentially eliminating the restroom building, sanitary sewer service, and setting of the shed. This action reduced the original contract amount from \$427,325.00 to \$288,095.00.

On July 5, 2020, our office was emailed the attached final payment request for the above referenced project for review. Our office disagrees with some of the charges, specifically based on work completed (i.e. excavation (none performed), water refill station (delivered but installed by Borough), allowance (not required by contract, etc). In addition, aside from the \$212,371.63, which has been paid to you by the Borough, the Borough has incurred the following increased expenses associated with this project:

**Expenses:**

|  |                     |
|--|---------------------|
| Additional Engineering Inspection  | \$25,000.00         |
| Difference in Bid versus Borough Cost for Pre-Fabricated Restroom Building | \$120,475.00        |
| Additional Crane Expense   | \$3,219.00          |
| Setting of Building and Utility Connections                                | \$29,800.00         |
| Difference in Bid versus Borough Cost for Water Refill Station             | \$4,180.00          |
| <b>Total:</b>  | <b>\$182,674.00</b> |

These additional expenses are a direct result of the lack of timely progress, as well as quality of work performed. Consequently, our office is denying your request for final payment for this project as the work was not completed in a timely and professional fashion. In addition to the foregoing, the Borough reserves its right to seek additional sum(s) and/or damage(s) from you under all applicable terms and conditions of the awarded public contract.



Jose Puno  
GR Masonry Works  
Re: Request for Final Payment

August 17, 2020  
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Should you have any questions or require additional information, please do not hesitate to contact this office.

Very truly yours,

**CME Associates**



Laura J. Neumann, PE, PP  
*Borough Engineer's Office*

LJN/pg

cc: Ziad Shehady, Borough Administrator  
Clifford Keen, Director of Public Utilities  
Gregory Cannon, Esq.  
Greg Allen – KOG International Inc.

| <b>GR Masonry Works LLC</b>  |  |  |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
|--|--|--|----------------------|-----------------------|----------------------------|-------------|--------------------------|--------------------------|-------------|---------------|--|--|--|--|--|--|--|--|--|
| 28 Washington Ave., Belleville, NJ, 07109  |  |  |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
|  |  |  |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
| <b>Invoice No. RB - 05</b>   |  |  |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
| <b>Dated : June 26, 2020</b>   |  |  |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
|  |  |  |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
| <b>To.:</b>  | <b>Laura Neumann, PE</b>                                   | <b>From : Jose' Puno Project Manager</b> |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
|  | <b>C M E , Associates</b>                                  | <b>GR Masonry Works, LLC</b>             |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
|  |  |  |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
| <b>Re.:</b>  | <b>Mohawk Park Pond &amp; East Side Park Improvements.</b> |  |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
|  | <b>Project No. H-RB-00200.01 , Dated October 17, 2018</b>  |  |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
|  |  |  |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
| <b>Please issue a check in favor of GR Masonry Works, LLC, in the amount of \$50,859.3 as follows;</b> |  |  |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
|  |  |  |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
| <b>Item #</b>  |  | <b>Description of Work</b>               | <b>original unit</b> | <b>original price</b> | <b>original quantities</b> | <b>unit</b> | <b>original contract</b> | <b>This Period q t y</b> | <b>unit</b> | <b>amount</b> |  |  |  |  |  |  |  |  |  |
|  |  |  |                      |                       |                            |             |                          |                          |             |               |  |  |  |  |  |  |  |  |  |
| 1  |  | clearing and prep east side              | \$ 10,000.00         |                       | 1                          | ls          | \$ 10,000.00             |                          | ls          |               |  |  |  |  |  |  |  |  |  |
| 2  |  | clearing and prep mohawk                 | \$ 10,000.00         |                       | 1                          | ls          | \$ 10,000.00             |                          |             |               |  |  |  |  |  |  |  |  |  |
| 3  |  | remove and dispose curb                  | \$ 18.00             |                       | 90                         | lf          | \$ 1,620.00              |                          | lf          | \$ 1,620.00   |  |  |  |  |  |  |  |  |  |
| 4  |  | unclassified excavation, if & where      | \$ 80.00             |                       | 50                         | cy          | \$ 4,000.00              |                          |             |               |  |  |  |  |  |  |  |  |  |
| 5  |  | unclassified excavation,                 | \$ 80.00             |                       | 6                          | cy          | \$ 480.00                |                          |             |               |  |  |  |  |  |  |  |  |  |
| 6  |  | earthwork, sub grade prep, east side     | \$ 9,000.00          |                       | 1                          | ls          | \$ 9,000.00              |                          | ls          |               |  |  |  |  |  |  |  |  |  |
| 7  |  | earthwork, sub grade prep, mohawk        | \$ 9,000.00          |                       | 1                          | ls          | \$ 9,000.00              |                          |             |               |  |  |  |  |  |  |  |  |  |
| 8  |  | h m a milling, 3" or less                | \$ 12.00             |                       | 1565                       | sy          | \$ 18,780.00             |                          |             | \$ 2,124.00   |  |  |  |  |  |  |  |  |  |
| 9  |  | h m a base repair                        | \$ 45.00             |                       | 21                         | sy          | \$ 945.00                |                          |             | \$ 945.00     |  |  |  |  |  |  |  |  |  |
| 10   |  | pavement repair, full depth              | \$ 90.00             |                       | 14                         | sy          | \$ 1,260.00              |                          |             | \$ 1,260.00   |  |  |  |  |  |  |  |  |  |
| 11   |  | top course                               | \$ 125.00            |                       | 176                        | tns         | \$ 22,000.00             |                          | tns         | \$ 5,375.00   |  |  |  |  |  |  |  |  |  |
| 12   |  | 6 x 18 curb                              | \$ 18.00             |                       | 90                         | lf          | \$ 1,620.00              |                          |             | \$ 162.00     |  |  |  |  |  |  |  |  |  |
| 13   |  | walkway pad                              | \$ 90.00             |                       | 590                        | sy          | \$ 53,100.00             |                          |             | \$ 13,050.00  |  |  |  |  |  |  |  |  |  |
| 14   |  | striping, 4" wide                        | \$ 5.00              |                       | 420                        | lf          | \$ 2,100.00              |                          | lf          | \$ 175.00     |  |  |  |  |  |  |  |  |  |
| 15   |  | h c symbol                               | \$ 800.00            |                       | 1                          | ls          | \$ 800.00                |                          |             | ea            |  |  |  |  |  |  |  |  |  |
| 16   |  | h c sign                                 | \$ 800.00            |                       | 1                          | ea          | \$ 800.00                |                          |             | ea            |  |  |  |  |  |  |  |  |  |
| 17   |  | detectable warning sign                  | \$ 200.00            |                       | 2                          | sy          | \$ 400.00                |                          |             | ea            |  |  |  |  |  |  |  |  |  |
| 18   |  | rip rap                                  | \$ 250.00            |                       | 100                        | lf          | \$ 25,000.00             |                          | lf          | \$ 1,250.00   |  |  |  |  |  |  |  |  |  |
| 19   |  | pre fab rest room (deleted)              | \$ 79,000.00         |                       | 1                          | ls          | \$ 79,000.00             |                          |             |               |  |  |  |  |  |  |  |  |  |
| 20   |  | building foundation                      | \$ 12,000.00         |                       | 1                          | ls          | \$ 12,000.00             |                          |             | ls            |  |  |  |  |  |  |  |  |  |
| 21   |  | storage shed (delete, \$33,920.00)       | \$ 84,800.00         |                       | 1                          | ls          | \$ 84,800.00             |                          |             |               |  |  |  |  |  |  |  |  |  |
| 22   |  | water service                            | \$ 10,000.00         |                       | 1                          | ls          | \$ 10,000.00             |                          | ls          | \$ 2,000.00   |  |  |  |  |  |  |  |  |  |
| 23   |  | 1" copper line                           | \$ 45.00             |                       | 44                         | lf          | \$ 1,980.00              |                          | lf          |               |  |  |  |  |  |  |  |  |  |
| 24   |  | electrical service                       | \$ 10,000.00         |                       | 1                          | ls          | \$ 10,000.00             |                          |             | ls            |  |  |  |  |  |  |  |  |  |
| 25   |  | quartz comp bottom handle                | \$ 1,200.00          |                       | 3                          | ea          | \$ 3,600.00              |                          |             |               |  |  |  |  |  |  |  |  |  |
| 26   |  | 4" sanitary lateral (deleted )           | \$ 45.00             |                       | 190                        | lf          | \$ 8,550.00              |                          |             |               |  |  |  |  |  |  |  |  |  |
| 27   |  | clean out                                | \$ 125.00            |                       | 2                          | ea          | \$ 250.00                |                          |             |               |  |  |  |  |  |  |  |  |  |
| 28   |  | strap on saddle. Sanitary                | \$ 550.00            |                       | 1                          | ls          | \$ 550.00                |                          |             |               |  |  |  |  |  |  |  |  |  |
| 29   |  | dec table , incl foundation              | \$ 2,000.00          |                       | 1                          | ea          | \$ 2,000.00              |                          |             | ea            |  |  |  |  |  |  |  |  |  |
| 30   |  | a d a acc table, incl foundation         | \$ 2,000.00          |                       | 1                          | ea          | \$ 2,000.00              |                          |             | ea            |  |  |  |  |  |  |  |  |  |
| 31   |  | dec bench, 6'0" long , incl foundation   | \$ 2,500.00          |                       | 8                          | ea          | \$ 20,000.00             |                          |             | ea            |  |  |  |  |  |  |  |  |  |
| 32   |  | 5 loop bike rack, incl foundation        | \$ 2,000.00          |                       | 2                          | ea          | \$ 4,000.00              |                          |             | ea            |  |  |  |  |  |  |  |  |  |
| 33   |  | water bottle refill station              | \$ 2,000.00          |                       | 1                          | ea          | \$ 2,000.00              |                          |             |               |  |  |  |  |  |  |  |  |  |
| 34   |  | northern oak                             | \$ 60.00             |                       | 2                          | ea          | \$ 120.00                |                          |             |               |  |  |  |  |  |  |  |  |  |
| 35   |  | pink flowering dogwood                   | \$ 120.00            |                       | 6                          | ea          | \$ 720.00                |                          |             |               |  |  |  |  |  |  |  |  |  |
| 36   |  | female american holly                    | \$ 55.00             |                       | 3                          | ea          | \$ 165.00                |                          |             |               |  |  |  |  |  |  |  |  |  |
| 37   |  | male american holly                      | \$ 55.00             |                       | 1                          | ea          | \$ 55.00                 |                          |             |               |  |  |  |  |  |  |  |  |  |
| 38   |  | emerald green arborvitae                 | \$ 550.00            |                       | 6                          | ea          | \$ 3,300.00              |                          |             |               |  |  |  |  |  |  |  |  |  |

