

RESOLUTION #2023 - 26

**RESOLUTION OF THE MANTUA TOWNSHIP MUNICIPAL
UTILITIES AUTHORITY AUTHORIZING PARTIAL PAYMENT NO. 2
TO ARTHUR R. HENRY, INC. FOR THE
AUSTIN STREET PUMPING STATION IMPROVEMENTS & FORCE MAIN
REPLACEMENT PROJECT (CONTRACT A)**

WHEREAS, the Mantua Township Municipal Utilities Authority (MTMUA), with its principal place of business at 401 Main Street, Mantua, New Jersey 08051 entered into a contract with **Arthur R. Henry, Inc.**, of Egg Harbor Township, New Jersey for the Austin Street Pumping Station Improvements & Force Main Replacement Project (Contract A); and

WHEREAS, Arthur R. Henry, Inc., is seeking partial payment in the amount of **\$278,398.40**, representing soil erosion and sediment control measure/site clearing, the mobilization, and the excavation, test pit (if and where directed); and

WHEREAS, Arthur R. Henry, Inc., is also seeking payment for the 6” high density polyethylene (HDPE) force main (directionally drilled), and a portion of the maintenance and protection of traffic (during roadway construction and sanitary sewer construction); and

WHEREAS, **Arthur R. Henry, Inc.**, has provided vendor invoice backup documentation to justify the material cost requested; and

WHEREAS, all certification letters for payment that are subject to the American Iron and Steel (AIS) requirements have been received and are not applicable for this payment; and

WHEREAS, the progress of the work completed has been reviewed and the as built quantities requested for payment have been verified and Partial Payment No. 2 is hereby recommended in the amount of **\$278,398.40** pursuant to the recommendation of the MTMUA project engineer David S. Palgutta, PE, CME by letter dated March 13, 2023, which is incorporated herein at length; and

WHEREAS, there are contingencies that must be met before payment is released as outlined in the March 13, 2023 Sickles & Associates, Inc. letter, incorporated herein at length, that requires the Contractor and all Subcontractors submit: **1.** Certified payrolls in accordance with both New Jersey State Wage Rates and the Davis Bacon Wager Rates for this and all prior pay periods over the duration of this Contract, **2.** Current Monthly Project Workforce

Report – Construction (New Jersey Form AA-202) for this and all prior pay periods over the duration of this contract, and **3.** Documentation and continuing submission of information regarding its Good Faith Efforts to meet minority and women project participation requirements pursuant to NJIB-NJDEP for this and all prior pay periods over the duration of this contract.

NOW, THEREFORE, BE IT RESOLVED, that the Mantua Township Municipal Utilities Authority hereby authorizes partial payment No. 2 to **Arthur R. Henry, Inc.** in the amount of **\$278,398.40** for the work completed regarding the Austin Street Pumping Station Improvements & Force Main Replacement Project (Contract A) as reflected in the Sickles & Associates, Inc. January 6, 2023 letter contingent upon **Arthur R. Henry, Inc.** complying with the aforesaid requirements as detailed in the March 13, 2023 letter and confirmed to the MTMUA by Sickles & Associates.

DULY ADOPTED at the Meeting of the Mantua Township Municipal Utilities Authority held on March 21, 2023.

**The Mantua Township
Municipal Utilities Authority**

By: 
 Daniel Hauss, Chairman

ATTEST: 
 John Parks, Secretary

| Governing Body | Recorded Vote | | | | Res. 2023-26 Partial Payment No. 2 |
|---|---------------|-----|---------|--------|---------------------------------------|
| | Aye | Nay | Abstain | Absent | |
| Daniel Hauss, Chairman | ✓ | | | | |
| Mario Dilisciandro, Vice Chair | ✓ | | | | |
| John Parks, Secretary | ✓ | | | | |
| Timothy Sheehan, Treasurer | | | | | ✓ |
| Victor Torino, Engineering Coordinator | ✓ | | | | |
| Kevin Howarth, Alternate #1 | | | | | |
| James Neely, Alternate #2 | | | | | |