

**RESOLUTION NO. 167-2024**  
**APPROVING FINAL PAYMENT, CHANGE ORDER NO. 1 AND ACCEPTANCE OF  
MAINTENANCE GUARANTEE FOR FY2021 AND FY2022 MUNICIPAL AID PROGRAMS  
FOR ROAD IMPROVEMENTS – FIORE PAVING CO., INC.**

Councilmember Leckstein introduced and offered the following Resolution for adoption; seconded by Councilmember Bieber:

**WHEREAS**, by way of Resolution No. 174-2022 on October 18, 2022, the Borough Council of the Borough of Sea Bright awarded a contract to Fiore Paving Co., Inc. of Oceanport, New Jersey for the New Jersey Department of Transportation's (NJDOT) Fiscal Year 2021 and 2022 Municipal Aid Programs for the New Street, Peninsula Avenue, Imbrie Place, Osborne Place and Surf Street Roadway Improvements Project for a contract amount of \$386,407.25; and

**WHEREAS**, Borough Consulting Engineer, John R. LeCompt, P.E., P.P., C.M.E. of Remington & Vernick Engineers submitted a letter to the Borough Clerk dated September 20, 2024, advising of Change Order No. 1 (Final), for each 2021 and 2022 representing final as-built quantity adjustments for a net contract decrease of \$38,456.45 (2021 NJDOT-\$15,365.20 and 2022 NJDOT-\$23,091.25) resulting in a revised total contract amount of \$347,950.80; and

**WHEREAS**, the Borough Engineer further advised that all work for said project has been completed, inspected and found to be in compliance with the approved plans and specifications and recommends retainage release and final payment for the project in the amount of \$17,910.91 (2021 NJDOT-\$2,855.68 and 2022 NJDOT-\$15,055.23); and

**WHEREAS**, as required, Fiore Paving Co., Inc. as Contractor, and NGM Insurance Company of the State of Florida, as Surety, have provided a two-year Maintenance Bond (No. S15650) effective as of the date of substantial completion of the project (April 15, 2024) in the amount of \$349,549.42.

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds in the amount of \$17,910.91 are available for the purpose stated herein in the following account: B/O No. 09-2022.

  
**MICHAEL J. BASCOM, CFO**

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey does hereby approve Change Order No. 1 and the release of the final payment of \$17,910.91 to Fiore Paving Co., Inc. of Oceanport, New Jersey for the Transportation's (NJDOT) Fiscal Year 2021 and 2022 Municipal Aid Programs for the New Street, Peninsula Avenue, Imbrie Place, Osborne Place and Surf Street Roadway Improvements Project for a final total contract amount of \$347,950.80; and

**BE IT FURTHER RESOLVED** that the two-year maintenance bond submitted by Fiore Paving Co., Inc. is hereby accepted and the Performance Bond is hereby released; and

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be forwarded to the following:

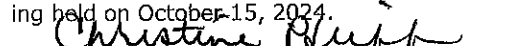
1. Remington & Vernick Engineers
2. Fiore Paving
3. Finance Manager

<b>Roll Call:</b>	Bieber,	Catalano,	Gorman,	Keeler,	Lamia,	Leckstein
	Yes	Absent	Yes	Yes	Yes	Yes

October 15, 2024

**CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on October 15, 2024.

  
Christine Pfeiffer, Borough Clerk