



Municipality of Princeton

Municipal Building
400 Witherspoon Street
Princeton, NJ 08540-3496

Department of Community Development
Office of the Engineer
Telephone (609)921-7077
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ROBERT V. KISER, P.E.
Director of Engineering

MEMORANDUM

To: Robert Bruschi, Administrator

From: Robert V. Kiser, P.E., Director of Engineering

Date: September 4, 2014

Re: **Approval of Contract Amendment**
Yannuzzi Environmental Services, LLC – 59 Meadowbrook Drive
\$6,000.00 of additional work

On July 28th Council reviewed quotes received and authorized a contract in the amount of \$35,900.00 with Yanuzzi Environmental Services to demolish and remove the house located at 59 Meadowbrook Drive. This work was completed the week of August 18th and 380 feet of asbestos cement pipe was unexpectedly found to be located beneath the floor slab.

The additional asbestos could not be located prior to the removal of the floor slab and was not included in the demolition contract.

Yannuzzi is requesting additional compensation in the amount of \$6,000.00 to remove and properly dispose of the asbestos containing pipe. We have determined that this is a valid request and find the cost to acceptable.

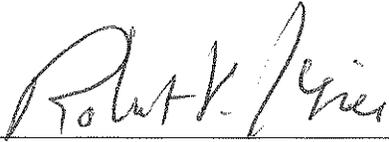
In consideration of the above, it is recommended that the Yannuzzi contract be amended to increase the contract amount to \$41,900.00 as computed below:

Original Contract Amount	\$35,900.00
Additional work (removal of asbestos pipe)	\$ 6,000.00
Final Contract Amount	<u>\$41,900.00</u>

The additional cost will be paid through the FEMA grant associated with this property.

The Engineering Department has consulted with Lisa Maddox, Esquire of Mason, Griffin & Pierson regarding this matter. In this regard please find attached a resolution prepared by Mrs. Maddox providing for the contracting of the additional \$6,000.00 in asbestos removal work.

If you have any questions please contact me.



Robert V. Kiser, P.E., Director of Engineering

RVK/cc

cc: Linda McDermott, Municipal Clerk
Kathy Monzo, Deputy Administrator/Director of Finance
Sandra Webb, CFO
Trishka Cecil, Esquire, Municipal Attorney
Lisa Maddox, Esquire
Deanna Stockton, P.E., Assistant Engineer



152 US Highway 206 South
Hillsborough, NJ USA 08844
Phone (908) 218-0880
Facsimile: (908) 218-0884
recycling@yannuzzi.net

Robert Kiser

8/28/14

Building Inspector

Municipality of Princeton

400 Witherspoon St.

Princeton, NJ

RE: Additional asbestos materials discovered beneath slab following demolition at 59 Meadowbrook Dr.
Princeton, NJ

Dear Mr. Kiser:

Please see the attached cost for asbestos crew returning to the site, erecting a 3 stage personnel decontamination facility, complete with shower, excavating, packaging and transport and disposal of an additional 380 linear feet of transite pipe discovered beneath the slab at 59 Meadowbrook Dr. Princeton NJ.

LUMP SUM PRICE: \$6,000.00

Please feel free to contact me with any questions.

RESPECTFULLY;

John Mucha,

Senior Estimator,

Yannuzzi Environmental Services, Inc.

152 Rte, 206 South

Hillsborough, NJ 08844

(908) 218-0880

**RESOLUTION 2014-R
OF THE MAYOR AND COUNCIL
OF THE MUNICIPALITY OF PRINCETON**

WHEREAS, on July 28, 2014, the Princeton Council awarded a contract without public bidding for \$35,900.00 to Yannuzzi Environmental Services, Inc. (“Yannuzzi”) to demolish and remove the house located at 59 Meadowbrook Drive (“Original Demolition Contract”); and

WHEREAS, during execution of the work under the Original Demolition Contract, 380 feet of asbestos cement pipe was unexpectedly found beneath the floor slab (“Additional Work”), and due to the nature of the work and type of discovery, the Engineering Department instructed Yannuzzi to remove said asbestos pipe during completion of the Original Demolition Contract; and

WHEREAS, the need to complete the Additional Work was not anticipated and therefore, was not included in the Original Demolition Contract; and

WHEREAS, Yannuzzi has completed all work under the Original Demolition Contract as well all Additional Work; and

WHEREAS, Yannuzzi has requested that its Original Demolition Contract be amended to compensate it for the Additional Work in the amount of \$6,000.00; and

WHEREAS, the Engineering Department has requested that the not to exceed contract amount for the Original Demolition Contract be increased by \$6,000.00 to provide for the Additional Work, resulting in a final contract not to exceed amount of \$41,900.00; and

WHEREAS, pursuant to the Local Public Contracts Law, N.J.A.C. 5:34-8.3, when an initial estimate for goods and services is anticipated to be less than the \$36,000.00 bid threshold but it is later determined that those goods and services will exceed \$36,000.00, as in the case here with the services covered under the Original Demolition Contract with Yannuzzi, the municipality must use public bidding or solicit quotations to procure all remaining services (i.e., the Additional Work); and

WHEREAS, also pursuant to N.J.A.C. 5:34-8.3, when the cost of all the remaining work (i.e., the Additional Work) will not exceed an additional \$36,000.00, then the Council must determine whether formal public bidding or the solicitation of quotations for said remaining work is most advantageous under the circumstances; and

WHEREAS, as required by N.J.A.C. 5:34-8.3, the Engineer confirms that: (a) there was an immediate need for the municipality to secure Yannuzzi's services for the removal and proper disposal of the asbestos cement pipe during completion of the Original Demolition Contract; (b) it was most advantageous to the municipality to solicit and accept the proposal of Yannuzzi to complete the additional asbestos removal work during execution of the Original Demolition Contract, considering the significant time constraints and other project considerations involved; and (c) to the best of his knowledge, the municipality has not made any other procurements this year under N.J.A.C. 5:34-8.3; and

WHEREAS, sufficient funds are available for this purpose as set forth on the attached Certification of Availability of Funds, prepared by the Chief Financial Officer.

NOW, THEREFORE, BE IT RESOLVED by the Princeton Council on this 8th day of September, 2014 that:

1. The Engineering Department's solicitation and acceptance of Yannuzzi Environmental Services, Inc.'s proposal for the removal and disposal of the 380 feet of asbestos cement pipe discovered during demolition of the house at 59 Meadowbrook Road for the additional lump sum amount of \$6,000.00 is hereby authorized and ratified.
2. This Resolution, when counter-signed by Yannuzzi Environmental Services, Inc., shall serve as a contract amendment to the original contract authorizing additional work necessary to remove and dispose of 380 feet of asbestos concrete pipe for the lump sum price of \$6,000.00, bringing the final not to exceed contract amount for the demolition of 59 Meadowbrook Drive to \$41,900.00.

ADOPTED:

I hereby certify this is a true copy of a Resolution adopted by the Princeton Council at its meeting held on the 8th day of September, 2014.

AGREED to this _____ of _____, 2014

ATTEST:

YANNUZZI ENVIRONMENTAL
SERVICES, INC.

_____ By: _____