

RESOLUTION NO. 2015-_____

A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE NEW JERSEY DEPARTMENT OF TRANSPORTATION AND THE CITY OF VINELAND WITH RESPECT TO BLACKWATER BRANCH CULVERT REPLACEMENT (WEST AVENUE OVER BLACKWATER BRANCH).

WHEREAS, the New Jersey Department of Transportation has submitted to the City of Vineland a cost reimbursement agreement with respect to Blackwater Branch Culvert Replacement (West Avenue over Blackwater Branch), under Federal Project No. STP-C00S (820), copy of which is attached; and

WHEREAS, reimbursement to the City for total costs incurred under this agreement shall not exceed \$496,380.00; and

WHEREAS, said Agreement has been reviewed by the governing body and is considered to be in the best interest of the City of Vineland; now, therefore,

BE IT RESOLVED by the City Council of the City of Vineland, as follows:

1. THAT the Mayor and City Clerk are hereby authorized to execute the agreement between the New Jersey Department of Transportation and the City of Vineland with respect to Blackwater Branch Culvert Replacement (West Avenue over Blackwater Branch), under Federal Project No. STP-C00S (820).
2. THAT the City Engineer is designated as the City's representative responsible for project direction and management of said agreement.

Adopted:

President of Council

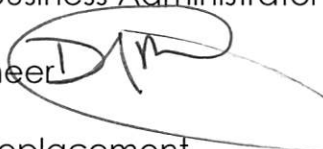
ATTEST:

City Clerk



October 20, 2015

MEMORANDUM TO: Robert Dickenson, Assistant Business Administrator

FROM: David Maillet, Principal Engineer 

RE: Blackwater Branch Culvert Replacement
(West Avenue over Blackwater Branch)
Federal Project No. STP-C00S (820)
Agreement No. 15-DT-BLA-719
City Eng. File No.: 13-015

The Federal Highway Administration authorized funding up to an amount of \$496,380.00 for the above local lead project (see the attached award letter). Enclosed is a copy of the Federal Aid agreement that requires a resolution authorizing execution.

As indicated in the award letter, our department requires four (4) originals of the agreement (pages 13, 16 & 20 of the agreement need to be signed and sealed, where required) and four (4) certified copies of the authorizing resolution for submission to NJDOT. Please note that the date on the first page is not required to be entered at this time.

Should you have any questions or comments feel free to contact this office.

c: Jacqueline Muccirelli





State of New Jersey

DEPARTMENT OF TRANSPORTATION
Region South Headquarters
One Executive Campus
Route 70
Cherry Hill, New Jersey 08002

CHRIS CHRISTIE
Governor

JAMIE FOX
Commissioner

KIM GUADAGNO
Lt. Governor

October 15, 2015

Brian Myers, P.E.
City Engineer, City of Vineland
Department of Engineering
640 E. Wood Street
Vineland NJ 08362

RECEIVED
OCT 19 2015
Engineering Division

Re.: **LETTER OF AUTHORIZATION**
Blackwater Branch Culvert Replacement
Location: West Ave over Blackwater Branch
City of Vineland, Cumberland County
Federal Project No. STP-C00S (820)
NJDOT Job No. 6014413
FAP-2015-Vineland City-02396

Dear Mr. Myers:

This is to inform you that on 9/18/2015, Federal Highway Administration authorized funding up to an amount of \$496,380.00, for the above captioned Federal Aid Highway Program project in the City of Vineland, Cumberland County.

The following reflects a breakdown of authorized costs as submitted with the federal authorization request:

	Federally Participating	Federally Non-participating
Construction Costs	\$496,380.00	\$313.00
Construction Inspection (Consultant) Costs	\$0.00	\$0.00
Construction Inspection (Sponsor's In-house Staff) Costs	\$0.00	\$0.00
Material Testing Costs	\$0.00	\$0.00
Third Party Non-sharing Costs	\$0.00	\$0.00
Total Amount	\$496,380.00	\$313.00

Requirements for this project include, but are not limited to, the following:

Advertisement of Contract

- As per the NJDOT Procedures for Federal Aid Projects Local Aid Federal Aid handbook, City of Vineland is required to advertise for construction bids within 60 calendar days from the date of this letter. The project shall be advertised once a week for a minimum of three (3) consecutive weeks in at least two (2) legal newspapers.

- City of Vineland must send NJDOT a schedule of advertisement and anticipated bid date, start date for construction, and a current construction bar chart (Critical Path Method Schedule.) prior to advertisement. City of Vineland may use its own format for the bid proposal; however, the construction items and quantities must be the same as the final plans, specifications and estimate (as submitted with the authorization request). Any modifications to the construction items and quantities will require FHWA's prior approval and authorization.
- The number of Training Positions will be 0 [where feasible consisting of at least Zero (0) Apprentices and Zero (0) Apprentice Graduates of the P.A.P. and/or Trainees (Total Trainees Hours = 0)].
- The Disadvantaged Business Enterprise (DBE) goal is 3%.
- General wage determinations issued under Davis-Bacon and related acts, published by US Department of Labor, may be obtained from the Web Determinations online web site at <http://www.wdol.gov/dba.aspx#0>. Select state, county and construction type heading: HIGHWAY where the Project is to be performed then click Search.
- Pay the prevailing wage rates determined by the United States Secretary of Labor and the New Jersey Department of Labor. If the prevailing wage rate prescribed for any craft by the United States Secretary of Labor is not the same as the prevailing wage rate prescribed for that craft by the New Jersey Department of Labor, pay the higher rate. State wage rates may be obtained from the New Jersey Department of Labor & Workforce Development (Telephone: 609-292-2259) or by accessing the Department of Labor & Workforce Development's web site at http://lwd.dol.state.nj.us/labor/wagehour/wagehour_index.html. The State wage rates in effect at the time of award are part of this Contract, pursuant to Chapter 150, Laws of 1963 (NJSA 34:11-56.25, et seq.).
- Contract completion date as noted in the bid documents must be specified in the project specifications with provisions for liquidated damages as per NJDOT 2007 Standard Specifications for Road and Bridge Construction section 108.20.
- Bids may be accepted up to 10 days following the last date of advertisement.

Award of Contract

- City of Vineland must award a construction contract within 4 months of the date of this notification. Failure to award construction within 4 months of NJDOT's letter may result in the withdrawal of funding. Withdrawal of funds may require the project to be reprogrammed by the MPO and rescheduled for approvals in the Transportation Improvement Program (TIP) and Statewide Transportation Improvement Program (STIP) and reauthorization of funds by FHWA. This could result in significant project delays.
- Upon award of construction contract, City of Vineland must submit:
 - Certified copies of the bid summary
 - Resolution of award
 - Affidavit of advertisements
 - Completed copies of Federal attachments
 - Written verification that the contractor and/or subcontractors are not on the debarred list
 - *Completed copies of CR-266F (DBE/ESBE)*
 - *Verification that the bidder has met the proposed DBE/ESBE goal requirement for this project*
 - *Completed Checklist for the Award of a Federal Aid Construction Contract*
- City of Vineland must complete and submit a copy of the bid analysis prepared in accordance with the FHWA's Guidelines on Preparing Engineer's Estimate, Bid Reviews and Evaluation, dated January 20, 2004 {Formerly T5080.4}. These Guidelines are available at: <http://www.fhwa.dot.gov/programadmin/contracts/ta508046.pdf>.

Project Agreement

- Return four (4) original signed and sealed copies of the agreement attaching (i) signed/sealed Resolutions (authorizing the Officials to sign the agreement) (ii) Scope of Work (narrative or description of the project) and (iii) a cost estimate used for authorization purposes; for execution by the Department. You must also enter name/titles of officials in the agreement, where required, to expedite processing by this office.
- DO NOT enter the date on page 1.
- Signed copies of the agreement should be returned within 45 days of this letter.

Project Billing

- NJDOT must receive an initial billing (payment voucher) from the recipient for the construction project no later than 3 months after NJDOT has concurred in the award of the construction contract. NJDOT must receive subsequent billings (payment vouchers) on a monthly basis after the initial billing but no later than 3 months thereafter as stipulated in the project agreement. Failure to meet the billing requirements may result in the restriction of authorization of any future FWHA funding until such time as progress on timely billings is demonstrated.
- The project will be considered "Inactive" if City of Vineland fails to submit an invoice within the durations described in 23 CFR 630.106. It is City of Vineland's responsibility to ensure that the federal funding is not jeopardized for this project due to an "Inactive" project status.

Final Inspection and Closeout

- All projects constructed with Federal funds require full-time construction inspection and oversight. Failure to follow the Federal guidelines may result in the loss of Federal reimbursement.
- Requests for final inspection and acceptance to NJDOT shall be made by City of Vineland no later than 30 days following Substantial Completion of construction.
- Close-out documents shall be submitted by City of Vineland to NJDOT within 6 months of receipt of acceptance by NJDOT.

Failure to meet the time requirements for project close-out may result in the restriction of authorization of future FWHA funding until such time as progress on close-out is demonstrated.

City of Vineland may appeal decisions made by NJDOT regarding all above compliance issues on a case-by-case basis, but NJDOT reserves the right to make a final determination whether to continue funding the project or not. NJDOT will be reviewing the status of the federal-aid agreement and the issues associated with compliance on a monthly basis.

It is the NJDOT's desire to make the process of funding and oversight as reasonable as possible and at the same time satisfy FHWA requirements. City of Vineland's cooperation will greatly facilitate this effort and assist in future funding.

Should you have any questions regarding the above, please contact Brian Wirtz at (856) 486-6779.

Sincerely,



Salim T. Mikhael
Manager
District 4 Local Aid

Enclosures
Ref# 2493, 2735