

**MANSFIELD TOWNSHIP  
BURLINGTON COUNTY**

**RESOLUTION 2017-6-3**

**RESOLUTION AUTHORIZING SETTLEMENT OF THE DISPUTED EXTRA WORK CLAIMS FOR  
THE CONSTRUCTION/RENOVATION OF THE NEW POLICE STATION/PUBLIC WORKS FACILITY  
IN THE NEW MUNICIPAL COMPLEX**

**WHEREAS**, Fasolino Contracting Corporation (“Fasolino”) has submitted numerous claims for extra-work totaling \$180,354.42 (“Claim”), which Claim has been the subject of mediation through the auspices of the American Arbitration Association, Richard H. Steen, Esq., mediator; and

**WHEREAS**, Mansfield Township (“Township”) and Fasolino have agreed to settle the Claim in the following manner:

1. The Township will pay Fasolino \$100,000.00 in full satisfaction of the Claim.
2. Fasolino will submit a Change Order to the Township in the amount of \$100,000.00, which Change Order will incorporate each of the previously submitted proposed Change Orders identifying the extra-work forming the basis of the Claim.
3. Fasolino will waive and release any and all additional claims relating to the New Police Station/Public Works Facility project (“Project”), asserted or unasserted, including but not limited to any claims for delay damages.
4. The Township will not assert a claim for liquidated damages, or assess liquidated damages against the remaining contract balance due to Fasolino.

**WHEREAS**, the settlement reflects an agreement that is fair, equitable and beneficial for the Township.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Mansfield, County of Burlington authorizes the settlement of the Claim in the manner set forth above, subject to the submission by Fasolino of an acceptable Change Order, and subject to the parties entering into a form of settlement agreement acceptable to the Township.

**MOTION:**

**SECOND:**

**ROLL CALL VOTE:**

**AYES:**

**NAYS:**

**NONE**

**ABSENT:**

**ABSTAIN:**

**NONE**

**CERTIFICATION**

**I, LINDA SEMUS, RMC, CMR**, Municipal Clerk of the Township of Mansfield, County of Burlington, and State of New Jersey, do hereby **CERTIFY** the foregoing to be a true and accurate copy of a resolution adopted by the Township Committee of the Township of Mansfield, County of Burlington and State of New Jersey, at a regular meeting held on June 8, 2017 at the Municipal Complex at 3135 Route 206 South, Columbus, NJ 08022.

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**LINDA SEMUS, RMC, CMR**  
**Municipal Clerk**