

28730

TO: Board of Acquisition and Contract

FROM: Jay T. Pisco, P.E.
Commissioner of Public Works and Transportation

DATE: August 15, 2012

SUBJECT: Change Order No. 2
Contract No. 09-504-Rev.
Rehabilitation of Bathhouse – Phase II
Tibbetts Brook Park
Yonkers, New York
Contractor: Caladri Development Corp.
Amount of Change Order No. 2: \$350,000.00

On September 8, 2011, your Honorable Board awarded Contract No. 09-504-Rev. for Rehabilitation of Bathhouse – Phase II, Tibbetts Brook Park, Yonkers, New York to Caladri Development Corp., 1223 Park Street, Peekskill, New York 10566 in the amount of \$2,944,250.00.

On May 10, 2012, your Honorable Board authorized Change Order No. 1 in the amount of \$275,000.00 to remove additional asbestos contaminated materials and to repair structurally damaged components of the Tibbetts Brook Bathhouse.

Subsequent to award of this contract and Change Order No. 1, there were several instances where field conditions existed throughout the bathhouse that could not have been determined at the time of design. These conditions require additional work to complete the specified project.

After removal of the Bathhouse's existing exterior deck toping, it was discovered that there was extensive damage to the deck's expansion joints and surrounding concrete which would require full replacement of the expansion joints. Additionally, upon demolition of an interior masonry structural bearing wall in the Bathhouse's new multi-purpose room it was discovered that additional foundation and structural steel would be required to properly support the building's second floor. This additional work could not have been identified until large scale demolition had commenced in these areas.

The cost of this additional work is estimated to be \$350,000.00 and is based upon Caladri Development Corp.'s unit prices, which were reviewed and approved by the Department.

The objective of this Change Order is to complete the planned renovations at the bathhouse.

This change order is in the public's best interest because it will promote the health and safety of the general public by providing a structurally sound facility that meets current building codes and standards, thus addressing the County Executive's priority area: Safety and Security (SS). There are no energy or environmental components associated with this change order.

The department will track scheduling and accomplishments by the contractor and perform on-site inspections to ensure the successful completion of this project.

This additional work is incidental to the original work and does not materially alter the main purpose of the contract as to constitute a new undertaking. The work is of the same nature as the initial work, is to be performed in the same general vicinity, is necessary to efficiently complete the project and was unanticipated until work under the contract began. The term of the contract is September 15, 2011 to May 12, 2013.

It is requested that your Honorable Board take action on the following:

Approval of Change Order No. 2:

Total Amount of Change Order No. 2	\$350,000.00
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This Change Order has been reviewed by the Law Department and a proposed form of Resolution is attached hereto for your approval.

Approval is recommended.

APPROVED BOARD OF ACQUISITION & CONTRACTS 08/22/2012 JOHNNY VERA, SECRETARY

RESOLUTION

RE: CONTRACT NO. 09-504-Rev.
CONTRACT AMOUNT: \$2,944,250.00
CHANGE ORDER NO. 1 \$ 275,000.00
CHANGE ORDER NO. 2 \$ 350,000.00
NET INCREASE: \$ 625,000.00
REVISED CONTRACT AMOUNT: \$ 3,569,250.00

CHANGE ORDER NO. 2

Upon communication from the Commissioner of Public Works and Transportation,

WHEREAS, Jay T. Pisco, P.E., Commissioner of Public Works and Transportation, requests approval of Change Order No. 2 on Contract No. 09-504-Rev., between the County of Westchester and Caladri Development Corp., 1223 Park Street, Peekskill, New York 10566 for Rehabilitation of Bathhouse – Phase II, Tibbetts Brook Park, Yonkers, New York; and

WHEREAS, it is requested that Contract No. 09-504-Rev. be amended to provide for the replacement of the Bathhouse’s exterior deck expansion joints and for the installation of additional foundation and structural steel to properly support the building’s second floor in the area of the building’s new multi-purpose room; and

WHEREAS, this matter has been discussed by the Board; now, therefore, be it

RESOLVED, that said Change Order No. 2 on Contract No. 09-504-Rev. be and the same is hereby approved in the amount of \$350,000.00; and be it further

RESOLVED, that all other terms and conditions of Contract No. 09-504-Rev. shall remain in full force and effect; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes hereof.

Total Amount of Change Order No. 2 \$350,000.00

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	372	42	RTB0601C	6210-99		\$264,500.00
	101	46	3200	4200		\$85,500.00

Budget Funding Year(s) 2012 **Start Date:** September 15, 2011 **End Date:** May 12, 2013
(must match resolution)

Funding Source: **Tax Dollars** 100% County

Contractor Federal I.D. No./
Social Security No.: _____

State Aid _____

\$350,000.00 **Federal Aid** _____
(must match resolution)

Vendor No.: _____

Other _____

Encumbrance No.: _____