

60382

**TO:** Board of Acquisition and Contract

**FROM:** Vincent F. Kopicki, P.E.  
Commissioner of Public Works and Transportation

**DATE:** December 19, 2017

**SUBJECT:** Change Order No. 1  
Contract No. **15-554**  
Irrigation System and Site Work Improvements  
Lasdon Park, Arboretum and Veterans Memorial  
Somers, New York  
**Contractor:** JC Land & Site Development, Inc.  
**Amount of Change Order No. 1:** \$60,000.00

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On March 24, 2016, your Honorable Board awarded Contract No. 15-554, Irrigation System and Site Work Improvements, Lasdon Park, Arboretum and Veterans Memorial, Somers, New York to JC Land & Site Development, Inc., 15 Town Line Drive, Carmel, New York 10512 in the amount of \$390,408.75.

The work under this contract consists of providing all necessary labor, material and equipment required to install a new well, pumps, controls, irrigation piping and sprinkler heads.

After the contract was awarded and as construction progressed, unexpected field conditions were encountered that could not have been determined at the time of design. These unexpected conditions require additional work to complete the specified project including: relocation of existing storm water drainage piping and excavation and installation of conduits that interfered with the irrigation system.

While excavating to install the irrigation piping, several storm water pipes and conduits were discovered. These were installed over fifty years ago, of non-metallic construction (did not show up when using underground digital pipe locator), and not noted on any maps. Thus, there was no knowledge of the existence of these underground utilities, and their installation predates the County's ownership of the property.

The cost of this additional underground utility work is estimated to be \$60,000.00 and is based upon JC Land & Site Development, Inc.'s unit prices, which were reviewed and approved by the Department. The scope of work for these unexpected field conditions could not have been anticipated at the time of bid, and therefore a Change Order to Contract No. 15-554 is hereby requested.

The objective of this contract is to install a new irrigation system.

This contract is in the public's best interest because it will properly maintain park plantings.

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 commenced. The term of the contract is April 7, 2016 to July 8, 2018.

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

Approval of Change Order No. 1:

<b>Total Amount of Change Order No. 1</b>	<b>\$60,000.00</b>
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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.

VFK/JJN

APPROVED BOARD OF ACQUISITION & CONTRACT 01/11/2018 - LISA M. WILSON, SECRETARY

# RESOLUTION

**RE: CONTRACT NO. 15-554**  
**CONTRACT AMOUNT: \$390,408.75**  
**CHANGE ORDER NO. 1: \$ 60,000.00**  
**NET INCREASE: \$ 60,000.00**  
**REVISED CONTRACT AMOUNT: \$450,408.75**

## CHANGE ORDER NO. 1

Upon communication from the Commissioner of Public Works and Transportation,

**WHEREAS**, Vincent F. Kopicki, P.E., Commissioner of Public Works and Transportation, requests approval of Change Order No. 1 on Contract No. 15-554, between the County of Westchester and JC Land & Site Development, Inc., 15 Town Line Drive, Carmel, New York 10512 for Irrigation System and Site Work Improvements, Lasdon Park, Arboretum and Veterans Memorial, Somers, New York; and

**WHEREAS**, it is requested that Contract No. 15-554 be amended to provide for relocation of existing storm water drainage piping and excavation and installation of conduits that interfered with the irrigation system; and

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

**RESOLVED**, that said Change Order No. 1 on Contract No. 15-554 be and the same is hereby approved in the amount of \$60,000.00; and be it further

**RESOLVED**, that all other terms and conditions of Contract No. 15-554 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. 1 ..... \$60,000.00**

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Bond Act No.	Dollars
	372	42	RLAS104C	6210-99	BA #1-2013	\$60,000.00

**Budget Funding Year(s):** 2017      **Start Date:** April 7, 2016      **End Date:** July 8, 2018  
(must match resolution)

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

**State Aid** \_\_\_\_\_

\$ 60,000.00      **Federal Aid** \_\_\_\_\_

(must match resolution)

**Other** \_\_\_\_\_