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**TO:** Board of Acquisition and Contract

**FROM:** Hugh J. Greechan, Jr., P.E.  
Commissioner of Public Works and Transportation

**DATE:** February 20, 2018

**SUBJECT:** Change Order No. 1  
Contract No. 15-529  
Stone Wall and Pathway Rehabilitation,  
Lenoir Park  
Yonkers, New York

**Contractor:** Gianfia Corp.  
**Amount of Change Order No. 1:** \$412,000.00

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On May 18, 2017, your Honorable Board awarded Contract No. 15-529 for Stone Wall and Pathway Rehabilitation, Lenoir Park, Yonkers, New York to Gianfia Corp., 179 Brady Avenue, Hawthorne, New York 10532 in the amount of \$2,284,692.80.

The scope of work of the base contract consisted of the upgrade of structural elements, pathways and the parking lot at Lenoir Park.

Upon excavation in the area of the Lenoir Mansion exterior stair, which is an integral component of the park's stone retaining wall, it was discovered that the entire stair was structurally unsound. The stair was inspected by the Department's Engineering Division and it was determined that the stair, its supporting foundation and structure along with the adjoining retaining walls needed to be rebuilt. This additional work could not have been known until the excavation was performed.

The cost of this additional work is estimated to be \$412,000.00 and is based upon Gianfia Corp.'s unit prices, which were reviewed and approved by the Department. The scope of work for this additional structural work could not have been anticipated at the time of bid, and therefore a Change Order to Contract No. 15-529 is hereby requested.

This contract is in the public's best interest because it will promote the health and safety of the general public by ensuring that structural elements, pathways and the parking lot at Lenoir Park meet current codes and standards as well as reducing the County's annual maintenance costs.

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 June 1, 2017 to May 31, 2019.

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

Approval of Change Order No. 1:

**Total Amount of Change Order No. 1                    \$412,000.00**

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.

HJG/JA  
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 03/15/2018 - LISA MRIJAJ, SECRETARY

# RESOLUTION

**RE: CONTRACT NO. 15-529**  
**CONTRACT AMOUNT: \$ 2,284,692.80**  
**CHANGE ORDER NO. 1: \$ 412,000.00**  
**NET INCREASE: \$ 412,000.00**  
**REVISED CONTRACT AMOUNT: \$ 2,696,692.80**

## CHANGE ORDER NO. 1

Upon communication from the Commissioner of Public Works and Transportation,

**WHEREAS**, Hugh J. Greechan, P.E., Commissioner of Public Works and Transportation, requests approval of Change Order No. 1 on Contract No. 15-529, between the County of Westchester and Gianfia Corp., 179 Brady Avenue, Hawthorne, New York 10532 for Stone Wall and Pathway Rehabilitation, Lenoir Park, Yonkers, New York; and

**WHEREAS**, it is requested that Contract No. 15-529 be amended to provide for the reconstruction of the Lenoir Mansion exterior stair; and

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

**RESOLVED**, that said Change Order No. 1 on Contract No. 15-529 be and the same is hereby approved in the amount of \$412,000.00; and be it further

**RESOLVED**, that all other terms and conditions of Contract No. 15-529 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 ..... \$412,000.00**

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Bond Act No.	Dollars
	372	42	RLEN102C	6210-99	BA #9-2017	\$412,000.00

**Budget Funding Year(s):** 2018                      **Start Date:** June 1, 2017                      **End Date:** May 31, 2019  
 (must match resolution)

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

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

\$ 412,000.00                      **Federal Aid** \_\_\_\_\_

(must match resolution)

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