

71857

TO: Board of Acquisition and Contract

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

DATE: October 1, 2019

SUBJECT: Change Order No. 1
Contract No. 17-535
Hunts Place Infrastructure Improvement Project
New Castle, New York

Contractor: MVM Construction LLC
Amount of Change Order No. 1: \$79,266.62

On February 15, 2018, your Honorable Board awarded Contract No. 17-535, Hunts Place Infrastructure Improvement Project, New Castle, New York to MVM Construction LLC, 100 Oak Street, Mount Vernon, New York 10550 in the amount of \$1,269,013.00.

The work under this contract consists of providing all necessary labor, material and equipment required to complete the site development work including: installation of storm drainage, sanitary sewer, water distribution system, concrete parking deck, pedestrian bridge, sidewalks, and grading.

After award of this contract and as construction progressed, existing field conditions were encountered that could not have been determined at the time of design. The unexpected conditions required additional work to complete the specified project including: installation of rebar required to connect the concrete pile caps and structural columns, installation of additional fabric for the storm water retention system due to unforeseen subgrade conditions, installation of a smaller Con-Edison property line box due to interference with a high pressure gas line, additional off-site disposal of unsuitable soils, installation of structural fill, and complete installation of the water main.

The cost of this additional work is estimated to be \$79,266.62 and is based upon MVM Construction LLC'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. 17-535 is hereby requested.

The objective of this contract is to construct public infrastructure to further affordable housing.

This contract is in the public's best interest because it will provide the required infrastructure to support the creation of affordable housing in Westchester County, namely a development to be known as Chappaqua Station which will be constructed at 54 Hunts Place and will provide 28 affordable AFFH rental units.

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 February 22, 2018 to June 21, 2020.

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	\$79,266.62
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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.

HJG/RSD/er

APPROVED BOARD OF ACQUISITION & CONTRACT 10/03/2019 - LISA M. HALL SECRETARY

RESOLUTION

RE: CONTRACT NO. 17-535
CONTRACT AMOUNT: \$1,269,013.00
CHANGE ORDER NO. 1: \$ 79,266.62
NET INCREASE: \$ 79,266.62
REVISED CONTRACT AMOUNT: \$1,348,279.62

CHANGE ORDER NO. 1

Upon communication from the Commissioner of Public Works and Transportation,

WHEREAS, Hugh J. Greechan, Jr., P.E., Commissioner of Public Works and Transportation, requests approval of Change Order No. 1 on Contract No. 17-535, between the County of Westchester and MVM Construction LLC, 100 Oak Street, Mount Vernon, New York 10550 for Hunts Place Infrastructure Improvement Project, New Castle, New York; and

WHEREAS, it is requested that Contract No. 17-535 be amended to provide for the installation of rebar required to connect the concrete pile caps and structural columns, installation of additional fabric for the storm water retention system due to unforeseen subgrade conditions, installation of a smaller Con-Edison property line box due to interference with a high pressure gas line, additional off-site disposal of unsuitable soils, installation of structural fill, and complete installation of the water main; and

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

RESOLVED, that said Change Order No. 1 on Contract No. 17-535 be and the same is hereby approved in the amount of \$79,266.62; and be it further

RESOLVED, that all other terms and conditions of Contract No. 17-535 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 \$79,266.62

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Bond Act No.	Dollars
	318	19	BPL5015S	6210-99	BA #214-2014	\$79,266.62

Budget Funding Year(s): 2019 **Start Date:** February 22, 2018 **End Date:** June 21, 2020
(must match resolution)

Funding Source: **Tax Dollars** 100% County
 State Aid _____

\$ 79,266.62 **Federal Aid** _____
(must match resolution)
 Other _____