

**74286**

**TO:** Board of Acquisition and Contract

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

**DATE:** February 4, 2020

**SUBJECT:** Final Acceptance Resolution  
Contract No. **18-206**  
Tibbetts Pavilion Replacement  
Tibbetts Brook Park  
Yonkers, New York  
**Contractor:** NUA Construction Corp. **(WBE)**  
**Final Payment Amount:** \$21,425.00

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The work required under Contract No. 18-206 between the County of Westchester and NUA Construction Corp., 750 Saw Mill River Road, Ardsley, New York 10502, has been completed.

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

A final inspection has been made which indicates that the work meets the terms and requirements of the contract.

It is recommended that your Honorable Board take appropriate action to accept the completed work and approve the Final Contract Amount of \$428,500.00. The work required under Contract No. 18-206 consists of all necessary labor, materials and equipment for Tibbetts Pavilion Replacement, Tibbetts Brook Park, Yonkers, New York.

Payment shall be made in accordance with all applicable laws, including, without limitation, the New York State Lien Law.

A proposed form of Resolution is attached.

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# RESOLUTION

## ACCEPTANCE OF COMPLETED WORK AND APPROVAL OF FINAL ESTIMATE

**RE: CONTRACT NO. 18-206**  
**CONTRACT AMOUNT: \$428,500.00**  
**VALUE OF COMPLETED WORK: \$428,500.00**

Upon communication from the Commissioner of Public Works and Transportation, be it

**RESOLVED**, that the work performed by NUA Construction Corp., 750 Saw Mill River Road, Ardsley, New York 10502, for Tibbetts Pavilion Replacement, Tibbetts Brook Park, Yonkers, New York, is accepted and Requisition No. 2 in the Final Contract Amount of \$428,500.00 is approved; and be it further

**RESOLVED**, that the Commissioner of Finance be and hereby is authorized to pay the Contractor the balance due on the Final Estimate in the amount of \$21,425.00.

Value of Completed Work	\$428,500.00
Total Previously Paid Estimates	\$407,075.00

Completed Work Balance	\$ 0.00	
Released Retainage	\$ <u>21,425.00</u>	
<b>BALANCE DUE IN FULL</b>		\$ <u>21,425.00</u>

and be it further

**RESOLVED**, that payment shall be made in accordance with all applicable laws, including, without limitation, the New York State Lien Law.

Account to be  
Charged/Credited

Fund	Dept.	Major Program, Program & Phase or Unit	Object/ Sub Object	Bond Act No.	Dollars
	15		BSA5700	N/A	\$21,425.00
615	59	0697-4160	4280	N/A	\$0.00

Budget Funding Year(s): 2020 Start Date: August 15, 2018 End Date: August 14, 2020

(must match resolution)

Funding Source: Tax Dollars \_\_\_\_\_

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

\$ \_\_\_\_\_ Federal Aid \_\_\_\_\_

(must match resolution)

Other 6N Fund