

79818

TO: Board of Acquisition and Contract

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

DATE: October 6, 2020

SUBJECT: Change Order No. 1
Contract No. 18-217
Countywide Coating Installation and Repairs
Various Locations
Westchester County, New York
Contractor: Enecon Northeast Applied Polymers Systems, Inc.
Amount of Change Order No. 1: \$ 1,185,884.00

On January 3, 2019, your Honorable Board awarded Contract No. 18-217 for Countywide Coating Installation and Repairs, Various Locations, Westchester County, New York to Enecon Northeast Applied Polymers Systems, Inc., 150 Schmidt Boulevard, Farmingdale, New York 11735 (“Enecon”) in the amount of \$2,132,871.00.

The work under this contract consists of providing all necessary labor, material and equipment required to install coatings for renovations, waterproofing and repairs at various locations throughout Westchester County.

During the course of this contract, there was an unforeseen amount of work that was discovered in the Norwood E. Jackson Correctional Facility depleting this as-needed file price contract. Specifically, during the preparation of the inmate bathroom and shower facilities at the Correctional Facility, additional deterioration was discovered during demolition that could not have been anticipated until construction commenced. This deterioration required additional repairs before the coating system could be applied, and the repairs were required to ensure the integrity of the coating system and to meet the product manufacturer’s warranty requirements.

The cost of this work and other miscellaneous repairs at the Norwood E. Jackson Correctional Facility totaled \$1,185,884.00 and was based upon Enecon’s unit prices, which were reviewed and approved by the Department. The quantity of work requested to utilize this contract for the Department of Corrections could not have been anticipated at the time of bid, and therefore a Change Order to Contract No. 18-217 is hereby requested.

The objective of this Change Order is to replenish this as-needed file price contract.

This Change Order is in the public’s best interest because it will promote the health and safety of the general public by ensuring the structural integrity and weather tightness of various County Facilities and thus reducing 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 January 15, 2019 to December 31, 2021.

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 \$ 1,185,884.00

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.

RESOLUTION

RE: CONTRACT NO. 18-217
CONTRACT AMOUNT: \$ 2,132,871.00
CHANGE ORDER NO. 1: \$ 1,185,884.00
NET INCREASE: \$ 1,185,884.00
REVISED CONTRACT AMOUNT: \$ 3,318,755.00

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. 18-217, between the County of Westchester and Enecon Northeast Applied Polymers Systems, Inc., 150 Schmidt Boulevard, Farmingdale, New York 11735 for Countywide Coating Installation and Repairs, Various Locations, Westchester County, New York; and

WHEREAS, it is requested that Contract No. 18-217 be amended to provide for the installation of coatings for renovations, waterproofing and repairs at various locations throughout Westchester County; and

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

RESOLVED, that said Change Order No. 1 on Contract No. 18-217 be and the same is hereby approved in the amount of \$ 1,185,884.00; and be it further

RESOLVED, that all other terms and conditions of Contract No. 18-217 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 \$1,185,884.00

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
			TO BE DETERMINED			\$474,927.00(2020)
			TO BE DETERMINED			\$710,957.00(2021)

File Price Contract. Price to be paid by user Department

Budget Funding Year(s) 2020-2021 **Start Date:** January 15, 2019 **End Date:** December 31, 2021
(must match resolution)

Funding Source:	Tax Dollars <u>100% County</u>	Contractor Federal I.D. No./ Social Security No.: _____
	State Aid _____	
<u>\$1,185,884.00</u> <small>(must match resolution)</small>	Federal Aid _____	Vendor No.: _____
	Other _____	Encumbrance No.: _____