

23896

TO: Board of Acquisition and Contract

FROM: Thomas J. Lauro, P.E.
Acting Commissioner of Public Works and Transportation

DATE: January 9, 2012

SUBJECT: Change Order No. 3
Contract No. 06-562
Countywide Installation of Access Control and Security Equipment
Various Locations
Westchester County, New York
Contractor: Diebold Enterprise Security Systems, Inc.
Amount of Change Order No. 3: \$242,882.06

On March 1, 2007, your Honorable Board awarded Contract No. 06-562 for Countywide Installation of Access Control and Security Equipment, Various Locations, Westchester County, New York to Diebold Enterprise Security Systems, Inc., 155 Lafayette Avenue, White Plains, New York 10603, for the term March 1, 2007 through February 28, 2009, which was subsequently extended to December 31, 2011, in the amount of \$3,492,632.51, subject to appropriations.

On March 9, 2009, your Honorable Board authorized Change Order No. 1 in the amount of \$1,124,722.00 to provide access control and security equipment at various County locations.

On September 29, 2011, your Honorable Board authorized Change Order No. 2 in the amount of \$72,856.63 to provide access control and security equipment for the Police Academy at the Armory Building located on the Valhalla Campus, Valhalla, New York, and to extend the completion date to December 31, 2012.

Subsequent to award of this contract and Change Order No. 2, as a cost saving measure, the Department of Public Safety will no longer provide a 24 hour, 7 days a week presence in the Command Center located in the lobby of the County Office Building. Public Safety's presence will be limited to normal business hours, Monday through Friday. Therefore, it is necessary to install security equipment and software at Public Safety Headquarters in Hawthorne, New York to allow for the remote surveillance of the White Plains Complex. The cost of this additional work is estimated to be \$31,360.06 and is based upon unit prices contained in Contract No. 06-562.

Additionally, the Department of Public Safety has recommended the installation of access control and security equipment at the One Stop Employment Center located in the Mount Vernon District Office Building to ensure the safety of the customers and staff utilizing this facility. The cost of this additional work is estimated to be \$11,522.00 and is based upon unit prices contained in Contract No. 06-562.

The Department of Public Works and Transportation is requesting additional funds to address the installation of access control and security equipment, as recommended by the Department of Public Safety, at additional County facilities during the remainder of the contract term. The cost of this additional work is estimated to be \$200,000.00 and will be based upon unit prices contained in Contract No. 06-562.

The objective of this Change Order is to provide access control and security equipment at various County facilities.

This Change Order is in the public's best interest because it will promote the health and safety of the general public by providing a level of protection for infrastructure which is used in dispatching emergency services, and will provide a safer environment for areas that are visited by the public, thus addressing the County Executive's priority area: Safety and Security (SS). There are no energy or environmental components associated with this project.

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 limit access to these facilities and was unanticipated until work under the contract began.

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

Approval of Change Order No. 3

Total Amount of Change Order No. 3.....\$242,882.06

Payment for a portion of this contract will be made from the Dislocated Worker Funds, not the County General Fund and will not impact the County tax levy.

I certify that my department, a.) has copies of, or access to, all applicable laws, rules, regulations, grant applications, and grant agreements (including any master grant agreement), as well as any guidance or instructions received from the agency making the grant (the "Grant Terms"), b.) has reviewed the Grant Terms, c.) is aware of and understands all of the Grant Terms, and d.) can and will comply with all of the Grant Terms.

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. 06-562
CONTRACT AMOUNT **\$3,192,632.51**
CHANGE ORDER NO. 1 **\$1,124,722.00**
CHANGE ORDER NO. 2 **\$ 72,856.63**
CHANGE ORDER NO. 3 **\$ 242,882.06**
NET INCREASE **\$1,440,460.69**
REVISED CONTRACT AMOUNT **\$4,633,093.20**

CHANGE ORDER NO. 3

Upon communication from the Acting Commissioner of Public Works and Transportation,

WHEREAS, Thomas J. Lauro, P.E., Acting Commissioner of Public Works and Transportation, requests approval of Change Order No. 3 on Contract No. 06-562 between the County of Westchester and Diebold Enterprise Security Systems, Inc., 155 Lafayette Avenue, White Plains, New York 10603 for Countywide Installation of Access Control and Security Equipment, Various Locations, Westchester County, New York; and

WHEREAS, it is requested that Contract No. 06-562 be amended to provide for the installation of security equipment and software at Public Safety Headquarters in Hawthorne, New York for the remote monitoring of security systems at the White Plains Complex, and for the installation of access control and security equipment at the One Stop Employment Center located in the Mount Vernon District Office Building to ensure the safety of the customers and staff utilizing this facility; and

WHEREAS, it is also requested that Contract No. 06-562 be amended to provide for the installation of additional access control and security equipment, as recommended by the Department of Public Safety, at additional County facilities during the remainder of the contract term; and

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

RESOLVED, that said Change Order No. 3 on Contract No. 06-562 be and the same is hereby approved in the amount of \$242,882.06 and be it further

RESOLVED, that all other terms and conditions of Contract No. 06-562 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. 3.....\$242,882.06

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	101	38	2000/2000	4200		\$ 31,360.06
	275	22	403L	4531	T403	\$ 11,522.00
			TBD			\$200,000.00

Budget Funding Year(s) 2012 Start Date 01/01/07 End Date 12/31/12
 (must match resolution)

Funding Source: Tax Dollars \$231,360.06 Contractor Federal I.D. No./
 State Aid _____ Social Security No.: _____
\$242,882.06 Federal Aid \$ 11,522.00 Dislocated Worker Funds Vendor No.: _____
 (must match resolution) Other _____ Encumbrance No.: _____

APPROVED BOARD OF ACQUISITION & CONTRACTS 01/09/12 JOMARY VIEIRA, SECRETARY