

**31820**

**TO:** Board of Acquisition and Contract

**FROM:** Jay T. Pisco, P.E.  
Commissioner, Department of Public Works and Transportation

**DATE:** January 22, 2013

**SUBJECT:** Final Acceptance Resolution  
Contract No. **02-542**  
Bronx River Parkway Roadway Reconstruction  
Cemetery Road to Lafayette Avenue  
A Distance of 1.4 Miles  
Towns of Greenburgh and Mount Pleasant, New York

**Contractor:** Montesano Brothers, Inc.  
**Final Payment Amount:** \$48,163.75

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The work required under Contract No. 02-542 between the County of Westchester and Montesano Brothers, Inc., 76 Plain Avenue, New Rochelle, New York 10801 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 \$8,833,287.00. The work required under Contract No. 02-542 consists of all necessary labor, materials and equipment for Bronx River Parkway Roadway Reconstruction, Cemetery Road to Lafayette Avenue, a Distance of 1.4 Miles, Towns of Greenburgh and Mount Pleasant, 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.

RSD/

# RESOLUTION

## ACCEPTANCE OF COMPLETED WORK AND APPROVAL OF FINAL ESTIMATE

**RE: CONTRACT NO. 02-542**  
**CONTRACT AMOUNT: \$8,104,858.00**  
**CHANGE ORDER NO. 1: \$ 728,500.00**  
**REVISED CONTRACT AMOUNT: \$8,833,358.00**  
**UNUSED AMOUNT: \$ 71.00**  
**VALUE OF COMPLETED WORK: \$8,833,287.00**

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

**RESOLVED**, that the work performed by Montesano Brothers, Inc., 76 Plain Avenue, New Rochelle, New York 10801 for Bronx River Parkway Roadway Reconstruction, Cemetery Road to Lafayette Avenue, a Distance of 1.4 Miles, Towns of Greenburgh and Mount Pleasant, New York is accepted and Requisition No. 20 in the Final Contract Amount of \$8,833,287.00 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 \$48,163.75.

Value of Completed Work		\$8,833,287.00
Total Previously Paid Estimates		\$8,785,123.25
Completed Work Balance	\$ 0.00	
Released Retainage	<u>\$48,163.75</u>	
<b>BALANCE DUE IN FULL</b>		<u>\$ 48,163.75</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	Trust Account	Dollars
		15		BSA5700		

Budget Funding Year(s) 2013 Start Date November 1, 2007 End Date: April 26, 2010

(must match resolution)

Funding Source: Tax Dollars 100% County Contractor Federal I.D. No./ Social Security No: \_\_\_\_\_  
 State Aid \_\_\_\_\_  
 \$ \_\_\_\_\_ Federal Aid \_\_\_\_\_ Vendor No. \_\_\_\_\_  
 (must match resolution) Other \_\_\_\_\_ Encumbrance No. \_\_\_\_\_