

36451

TO: Board of Acquisition and Contract

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

DATE: October 15, 2013

SUBJECT: Change Order No. 1
Contract No. 11-221
Guide Railing Replacement
Bronx River Parkway and Various County Roadways
Westchester County, New York

Contractor: Central Industries, Inc. (WBE)
Amount of Change Order No. 1: \$220,000.00

On April 5, 2012, your Honorable Board awarded Contract No. 11-221 for Guide Railing Replacement, Bronx River Parkway and Various County Roadways, Westchester County, New York to Central Industries, Inc. (WBE), 142 Gailmore Drive, Yonkers, New York 10710, for the three (3) year term April 1, 2012 through March 31, 2015, in the amount of \$383,445.00, subject to appropriations.

As part of the ongoing repair of guide rail damaged by motor vehicle accidents on the Bronx River Parkway and other various County roads, the following Change Order is required due to an unanticipated increase in the total number, as well as severity, of vehicular accidents resulting in increased damage to guide railings.

This three (3) year, not-to-exceed contract included the removal and disposal of damaged guide rail and the installation of new guide rail. At the time of this award, the department was experiencing approximately \$127,000.00 annually of accident cost recovery resulting from damaged guide rail installations.

Since the award of this contract, the department has experienced an unusually high occurrence of guide rail damage, resulting in accident cost recovery of some \$167,000.00 annually. Additionally, the department experienced approximately \$100,000.00 of accident cost recovery resulting from damaged guide rail installations due to the major storms that occurred in August and October of 2012. Thus, a Change Order in the amount of \$220,000.00 is requested in order to facilitate the ongoing replacement of damaged guide rail.

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.....\$220,000.00

Payment for this contract will be made from a special account. The funds have been collected from automobile insurance companies by the Office of Risk Management; thus, there will be no impact on the County tax levy.

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. 11-221
CONTRACT AMOUNT: \$383,445.00
CHANGE ORDER NO. 1: \$220,000.00
NET INCREASE: \$220,000.00
REVISED CONTRACT AMOUNT: \$603,445.00

CHANGE ORDER NO. 1

Upon communication from the Commissioner of Public Works and Transportation,

WHEREAS, Jay T. Pisco, P.E., Commissioner of Public Works and Transportation, requests approval of Change Order No. 1 on Contract No. 11-221, between the County of Westchester and Central Industries, Inc. (**WBE**), 142 Gailmore Drive, Yonkers, New York 10710 for Guide Railing Replacement, Bronx River Parkway and Various County Roadways, Westchester County, New York; and

WHEREAS, it is requested that Contract No. 11-221 be amended due to an unanticipated increase in the total number, as well as severity, of vehicular accidents resulting in increased damage to guide rail that needs replacing; and

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

RESOLVED, that said Change Order No. 1 on Contract No. 11-221 be and the same is hereby approved in the amount of \$220,000.00; and be it further

RESOLVED, that all other terms and conditions of Contract No. 11-221 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 \$220,000.00

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	263	46	513N	4200	T513	\$ 25,882.00 (2013)
	263	46	513N	4200	T513	\$155,295.00 (2014)
	263	46	513N	4200	T513	\$ 38,823.00 (2015)

Budget Funding Year(s) 2013-2015 **Start Date:** April 1, 2012 **End Date:** March 31, 2015
 (must match resolution)

Funding Source: **Tax Dollars** _____

Contractor Federal I.D. No./
Social Security No.: _____

State Aid _____

\$220,000.00 **Federal Aid** _____
 (must match resolution)

Vendor No.: _____

Other 100% Special Account _____

Encumbrance No.: _____