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TO: Board of Acquisition and Contract

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

DATE: March 8, 2016

SUBJECT: Change Order No. 1
Contract No. 13-219
Exterior Sealant and Waterproofing
Westchester County Center
White Plains, New York

Contractor: MVM Construction LLC
Amount of Change Order No. 1: \$25,000.00

On December 18, 2014, your Honorable Board awarded Contract No. 13-219 for Exterior Sealant and Waterproofing, Westchester County Center, White Plains, New York, to MVM Construction LLC, 100 Oak Street, Mount Vernon, New York 10550 in the amount of \$588,767.50.

After award of this contract and as construction progressed, underground voids were encountered at various locations on the plaza of the southwest corner of the County Center that could not have been determined at the time of design. These unexpected conditions require additional work to complete the specified project.

While repairing minor cracks and applying sealant along the concrete plaza areas, as specified under the original scope of work, voids beneath some of the concrete slabs and concrete stairs connecting the multi-leveled plaza at the southwest corner of the County Center were encountered. This undermining could not be determined by visual inspection and must be addressed through injection of concrete grout into the voids and replacement of selected concrete slabs.

The objective of this Change Order is to provide for additional material and work including concrete slab removal/replacement, grouting and backfill required as a result of the unexpected field conditions.

This Change Order is in the public's best interest because it will promote the health and safety of the general public by ensuring that the concrete plaza meets standards for pedestrian safety, thus addressing the County Executive's priority area: Safety and Security (SS).

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 1, 2015 to October 31, 2016.

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.....\$25,000.00

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. 13-219
CONTRACT AMOUNT: \$ 588,767.50
CHANGE ORDER NO. 1: \$ 25,000.00
NET INCREASE: \$ 25,000.00
REVISED CONTRACT AMOUNT: \$ 613,767.50

CHANGE ORDER NO. 1

Upon communication from the Commissioner of Public Works and Transportation,

WHEREAS, Jay T. Pisco, P.E., Commissioner, Public Works and Transportation, requests approval of Change Order No. 1 on Contract No. 13-219, between the County of Westchester and MVM Construction LLC, 100 Oak Street, Mount Vernon, New York 10550 for Exterior Sealant and Waterproofing, Westchester County Center, White Plains, New York; and

WHEREAS, it is requested that Contract No. 13-219 be amended to provide for additional material and work including concrete removal/replacement, grouting and backfill; and

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

RESOLVED, that said Change Order No. 1 on Contract No. 13-219 be and the same is hereby approved in the amount of \$25,000.00; and be it further

RESOLVED, that all other terms and conditions of Contract No. 13-219 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 \$25,000.00

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Bond Act No.	Dollars
	372	42	RCC1001C	6210-99	BA #126-2014	\$25,000.00

Budget Funding Year(s) 2015 Start Date January 1, 2015 End Date October 31, 2016
 (must match resolution)

Funding Source: Tax Dollars 100% County Contractor Federal I.D. No./ Social Security No.: _____
 State Aid _____
\$25,000.00 Federal Aid _____ Vendor No.: _____
 (must match resolution) Other _____ Encumbrance No.: _____

APPROVED BOARD OF ACQUISITION & CONTRACT ADMINISTRATION - LISA M. ... SECRETARY