

65306

TO: Board of Acquisition and Contract

FROM: Vincent F. Kopicki, P.E.
Commissioner of Environmental Facilities

DATE: October 2, 2018

RE: First Amendment to Short Form Contract No. 18-029-EF
Remove, overhaul and reinstall clarifier #4 drive gear box at
Ossining Water Resource Recovery Facility, New York

Contractor: GMH Associates of America, Inc.
Amount of Amendment No. 1: NTE \$29,788.34

On September 14, 2018, Short Form Contract No. 18-029-EF was executed between the County of Westchester ("County") and GMH Associates of America, Inc. ("Contractor") for the removal, overhaul and reinstalling of drive gear box of clarifier #4 at the Ossining Waster Resource Recovery Facility, Ossining, New York, in the not-to-exceed amount of \$8,392.29 ("Agreement"). The Agreement term began on 08/30/2018 and extends through 08/29/2019.

Under the Agreement the gear drive box was removed for repair. Upon removal damage was discovered on a larger main turntable base assembly. This requires more extensive repairs, and this larger main turntable base is also required to be removed and rebuilt at the contractor's shop. The attached Resolution for Amendment No. 1 has been prepared in order to request funding to cover additional repair work that will be needed to fully restore operations of the gear system. At this time clarifier #4 has been taken out of service and cannot be used until all work is complete. This equipment needs to be repaired in a timely manner in order to ensure that the plant can continue to meet permit flow capacity.

The objective of this proposed Amendment is to reimburse the Contractor for labor, equipment and materials that will be needed above and beyond the original contract amount. This Agreement is deemed to fulfill a public purpose as the services provided under this Agreement protect the building and facilities owned by the Department of Environmental Facilities ("Department"), enable the Department to provide wastewater treatment and maintaining satisfactory water quality.

During the term of the Agreement, Department representatives will provide the necessary oversight of the Contractor's operations and will track and monitor the required repairs to ensure the work is completed in accordance with the terms of the Agreement. The Contractor will be required to comply with all applicable federal, state and local regulations and safety precautions.

Board of Acquisition and Contract

First Amendment to Short Form Contract No. 18-029-EF

Remove, overhaul and reinstall clarifier #4 drive gear box at Ossining WRRF

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The cost for the additional repair work as described above for Amendment No. 1 will be for an amount not to exceed \$29,788.34.

The maximum total contract amount payable under the Agreement as amended shall not exceed \$38,180.63.

TOTAL AMOUNT OF AMENDMENT NO. 1: NTE \$29,788.34

This Amendment has been reviewed by the Law Department and a proposed form of Resolution is attached hereto.

Approval is recommended.

APPROVED BOARD OF ACQUISITION & CONTRACT - 10/11/2018 - LISA MARIJA SECRETARY

RESOLUTION

RE: CONTRACT NO. 18-029-EF

Contract Amount: \$8,392.29
Amendment No. 1: \$29,788.34 (NTE)
Net Increase: \$29,788.34 (NTE)
Revised Contract Amount: \$38,180.63 (NTE)

AMENDMENT NO. 1

Upon a communication from the Commissioner of Environmental Facilities,

WHEREAS, Short Form Contract No. 18-029-EF was executed between the County of Westchester ("County") and GMH Associates of America, Inc. ("Contractor") for the removal, overhaul and reinstalling of drive gear box of clarifier #4 at the Ossining Waster Resource Recovery Facility, Ossining, New York, in the not-to-exceed amount of \$8,392.29 ("Agreement"); and

WHEREAS upon removal of the gearbox, additional repairs were discovered by the larger main turntable base assembly, and approval of Amendment No. 1 to the Agreement it is now required in order to contract for the additional unforeseen services and also to increase the total amount payable under Contract No. 18-029-EF; and

WHEREAS, the cost for the additional services is for an amount not to exceed \$29,788.34 making the total amount now payable under Contract No. 18-029-EF not to exceed \$38,180.63; and

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

RESOLVED, that the County is hereby authorized to amend the Agreement in order to contract for the additional unforeseen services and also to increase the not-to-exceed amount of Contract No. 18-029-EF by \$29,788.34, for a total amount not to exceed \$38,180.63; and be it further

RESOLVED, that all other terms and conditions of Contract No. 18-029-EF 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 AMENDMENT NO. 1:

NTE \$29,788.34

First Amendment to Contract No. 18-029-EF

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	221	60	0110-0151	4200		\$29,788.34

Budget Funding Year(s) 2018-19 Start Date 08/30/18 End Date 08/29/19
(must match resolution)

Funding Source: Tax Dollars 100% County
State Aid _____

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

\$29,788.34 Federal Aid _____ Vendor No.: _____
(must match resolution) Other _____ Encumbrance No.: _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 10/11/2018 - LISA MRIJAJ, SECRETARY