

75876

TO: Board of Acquisition and Contract

FROM: Hugh J. Greechan, Jr., P.E.
Commissioner of Public Works and Transportation

DATE: April 14, 2020

SUBJECT: Change Order No. 1
Contract No. **15-531**
Superstorm Sandy Rehabilitation
Glen Island Park Seawalls and Pavilions
New Rochelle, New York

Contractor: MVM Construction LLC
Amount of Change Order No. 1: \$1,295,000.00

On August 30, 2018, your Honorable Board awarded Contract No. 15-531, Superstorm Sandy Rehabilitation, Glen Island Park Seawalls and Pavilions, New Rochelle, New York to MVM Construction LLC, 100 Oak Street, Mount Vernon, New York 10550 in the amount of \$4,826,913.00.

The work under this contract consists of providing all necessary labor, material and equipment required for the rehabilitation of the Glen Island Park seawalls around the Harbour Club and the two pavilions, the West Pavilion and the East Pavilion, including repairs to the concrete footings, walls, masonry clad pilasters, and concrete deck slab. Work also includes repairs to the face of seawalls, replacing precast concrete caps, steel railing and sidewalks.

After award of this contract and as construction progressed, existing field conditions were encountered that could not have been determined at the time of design. The unexpected conditions required additional work to complete the specified project, including: the rebuilding of interior areas of the existing stone seawall where voids were encountered following removal of existing concrete facing, increasing the thickness of the concrete containment wall to account for the voids and surface irregularities, provision of additional rip rap along shore areas where additional scouring was encountered, replacement of additional concrete sidewalk found to be undermined along with the replacement of the steel railing and lighting.

The cost of this additional work is estimated to be \$ 1,295,000.00 and is based upon MVM Construction LLC's unit prices, which were reviewed and approved by the Department. The scope of work for these unexpected field conditions could not have been anticipated at the time of bid, and therefore a Change Order to Contract No. 15-531 is hereby requested.

The objective of this contract is to repair substandard structural elements to the seawalls and pavilions due to damage caused by Hurricane Sandy.

This contract is in the public's best interest because it will promote the health and safety of the general public by repairing the damaged seawalls at Glen Island Park around the Harbour Club and the two pavilions.

April 14, 2020

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 commenced. The term of the contract is September 13, 2018 to September 12, 2021.

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	\$1,295,000.00
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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.

HJG/RSD

RESOLUTION

RE: CONTRACT NO. 15-531
CONTRACT AMOUNT: \$ 4,826,913.00
CHANGE ORDER NO. 1: \$ 1,295,000.00
NET INCREASE: \$ 1,295,000.00
REVISED CONTRACT AMOUNT: \$ 6,121,913.00

CHANGE ORDER NO. 1

Upon communication from the Commissioner of Public Works and Transportation,

WHEREAS, Hugh J. Greechan, Jr., P.E., Commissioner of Public Works and Transportation, requests approval of Change Order No. 1 on Contract No. 15-531, between the County of Westchester and MVM Construction LLC, 100 Oak Street, Mount Vernon, New York 10550 for Superstorm Sandy Rehabilitation, Glen Island Park Seawalls and Pavilions, New Rochelle, New York; and

WHEREAS, it is requested that Contract No. 15-531 be amended to provide for the rebuilding of interior areas of the existing stone seawall where voids were encountered following removal of existing concrete facing, increasing the thickness of the concrete containment wall to account for the voids and surface irregularities, provision of additional rip rap along shore areas where additional scouring was encountered, replacement of additional concrete sidewalk found to be undermined along with the replacement of the steel railing and lighting; and

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

RESOLVED, that said Change Order No. 1 on Contract No. 15-531 be and the same is hereby approved in the amount of \$1,295,000.00; and be it further

RESOLVED, that all other terms and conditions of Contract No. 15-531 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 \$1,295,000.00

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Bond Act No.	Dollars
	372	42	RG10501C	6210-99	BA #50-2018	\$1,295,000.00

Budget Funding Year(s): 2020 **Start Date:** September 13, 2018 **End Date:** September 12, 2021
(must match resolution)

Funding Source: **Tax Dollars** 100% County

State Aid _____

\$1,295,000.00 **Federal Aid** _____
(must match resolution)

Other _____