



OnBase: 93350

TO: Board of Acquisition and Contract

FROM: Dr. Belinda S. Miles
President, Westchester Community College

DATE: May 17, 2022

RE: Approval of Change Order No. 1 to Contract No. WCC-20-647
Facility Wide HVAC Maintenance Westchester Community College
with ThermoDynamics Corp. increasing the contract amount not to
exceed by \$175,000.00

On April 23, 2020, the Honorable Board of Acquisition and Contract awarded Contract No. WCC-20-647, Facility Wide HVAC Maintenance, Westchester Community College, Valhalla, New York, to ThermoDynamics Corp., 8 John Walsh Boulevard, Suite 401, Peekskill, NY 10566, in the amount of \$788,883.00.

There are two modifications that are required.

Modification No. 1

During the contract period an unforeseen hurricane flooded the Student Center Boiler Room. Due to the flood, a boiler was damaged and requires replacement parts. Boilers 1 and 2 requires two (2) sections each to be replaced. The negotiated lump sum price for this change is \$18,000.00.

Modification No. 2

Due to the unforeseen hurricane and flood HVAC equipment and controls in the boiler room were also damaged and required replacement: Two (2) chilled water pump starters; four (4) heating pump motors; two (2) burner motors; two (2) oil pump motors; two (2) PVI domestic HW heater burners; two (2) Wessel's glycol feed tanks; one set of control components on each of the two burners on the boiler; and associated controls also require replacement.

The negotiated lump sum price for this change is \$157,000.00.

The total amount of these two modifications comprising Change Order No. 1 is \$175,000.00.

The additional work, which was required after an unforeseen hurricane during the term of the contract, could not have been anticipated at the time of bid, and therefore a Change Order to Contract WCC-20-647. is hereby requested. 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 the unforeseen hurricane and resulting flood occurred.

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	\$175,000.00
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This Change Order has been reviewed by the Law Department and a proposed form of resolution is attached hereto.

Approval is recommended.

APPROVED BOARD OF ACQUISITION & CONTRACT - 06/30/2022 - RAYMOND SCULKY, SECRETARY

RESOLUTION

RE: CONTRACT NO. WCC-20-647	
CONTRACT AMOUNT	\$ 788,883.00
CHANGE ORDER NO. 1	<u>\$ 175,000.00</u>
AMENDED CONTRACT AMOUNT	\$ 963,883.00

CHANGE ORDER NO. 1

Upon communication from the President of Westchester Community College,

WHEREAS, Dr. Belinda S. Miles, President, Westchester Community College, requests approval of Change Order No. 1 to Contract No. WCC-20-647 for Facility Wide HVAC Maintenance, Westchester Community College, Valhalla, New York between Westchester Community College and ThermoDynamics Corp., 8 John Walsh Boulevard, Suite 401, Peekskill, NY 10566, and

WHEREAS, in the course of servicing equipment, it was determined that as a result of a hurricane a number of pieces of equipment were damaged in the Student Center boiler room requiring replacement and therefore additional charges for materials and labor are required to be incurred to address the damage; and

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

RESOLVED, that said Change Order No. 1 on Contract No. WCC-20-647 between the County of Westchester and ThermoDynamics Corp, be and the same is hereby approved in the amount of \$175,000.00; and be it further

RESOLVED, that all other terms and conditions of Contract No. WCC-20-647 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.....\$175,000.00

APPROVED BOARD OF ACQUISITION # 06159/2025 - PRAMOND SOKKY SECRETARY

Account to be Charged / Credited	Fund	Agency	Capital Project or Org	Object/ Sub Object	Trust Account	Activity	Dollars
2021/22	010	34	0240	4408			\$175,000
2022/23							

Budget Funding Year(s) 2021/2023 Start Date 6/1/20 End Date: 5/31/23
\$175,000.00

(must match resolution)

Contractor Federal I.D. No. _____

Social Security No: 47-3367384

Funding Source:

Tax Dollars \$43,000

State Aid \$41,000

Federal Aid _____ Vendor No. _____

Other \$91,000 Encumbrance No. _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 06/30/2022 - RAYMOND E. CULKY, SECRETARY