

WARREN COUNTY SEWER COMMITTEE MEETING

**Tuesday, April 28, 2009
9:30 am**

AGENDA

- CALL TO ORDER.....Chairman Dan Belden**
- APPROVAL OF MINUTES (3/3/09).....Chairman Dan Belden**
- OLD BUSINESS.....Chairman Dan Belden**
Page#
- 1 Referrals.....Bill Lamy**
- NEW BUSINESS.....Chairman Dan Belden**
- 2 (R) EWA-CHA , Hague SD #2.....Bill Lamy**
- 6 Change Order, AP Reale.....Bill Lamy**
- PRIVILEGE OF THE FLOOR.....Chairman Dan Belden**
- ADJOURNMENT.....Chairman Dan Belden**

RESOLUTION REQUEST FORM NO. 4

Request for Extension of Existing Contract

DEPARTMENT NAME: DPW-Warren County Sewer ProjectDATE: 28-Apr-09(a) Resolution No. which Authorized the Original Contr 112 of 2009, 368 and 599 of 2008
192 of 2007, 317 and 624 of 2005,(b) Name of Contractor Clough, Harbour & Associates(c) Address of Contractor III Winners Circle, PO Box 5269, Albany, NY 12205-0269(d) Contractor's Contact Person and Telephone Numbe Vern Ingraham, PE, Partner
518-453-4548(e) Commencement Date of Extensio 15-May-09(f) Termination Date of Extensio Completion of project(g) Payment Provisions i) Cost plus fixed fee not to exceed \$ 42,000.00ii iii See attached letter dated April 8, 2009 for explanation of EWAiv (h) Where are the Funds for this Contract: List Budget Code, (with title), Object Code (with title
and Amount: OR Capital Project OR Capital Reserve Project Number, and Title, and
Amount: H.9551 66 280



April 8, 2009

Mr. William Lamy
Warren County DPW
4028 Main Street
Warrensburg, NY 12885

Re: Town of Hague Sewer Project Inspection Services
EWA No. 15
CHA Project No.10096

Dear Mr. Lamy,

As the work progresses on the Hague Sewer Project, CHA routinely monitors the construction observation budget versus the level of construction completion. The work complete on Route 9N is also monitored because NYSDOT has insisted upon full-time observation for work on-going within their right-of-way (R.O.W.). Though current construction observation efforts are below budget it is now apparent that the work yet to be performed within the Route 9N R.O.W. will exhaust the budget remaining.

Circumstances contributing to this are:

1. The Contractor has had multiple crews working within the Route 9N corridor at the same time and NYSDOT has requested full-time observation for each.
2. The original observation budget was based upon eight-hour workdays. The Contractor has at times worked 10 to 12 hours a day, much within the Route 9N corridor increasing the observation costs.
3. The Contractor performed far more work through winter months than expected. Winter weather slows construction progress generating thus more observation hours.
4. Design changes and subsequent construction to return the Route 9N Pump Station to its intended operation, after Town modifications, resulted in more construction observation within the Route 9N corridor than originally anticipated.
5. Soil conditions have slowed construction progress in the Route 9N corridor near the Jenkins Brook Bridge, but full-time observation is still required.

There are still a variety of conditions that can negatively impact construction progress, increase observation hours, and increase observation costs such as weather, soils, groundwater dewatering, and overtime. In order to be compliant with NYSDOT's stipulation that full-time observation is required during Route 9N construction, we have estimated an increase of \$39,900.

An associated increase in the expense budget of 2,100 is also requested to cover additional reimbursable mileage expense. This expense increase reflects: a) additional time in the detour mode for placing manholes and paving and b) more mileage to drive the bypass route confirming the approved signage is in place as per NYSDOTs requirements.

If in agreement with the suggested approach, please execute each of three EWAs and return one for our files.

Sincerely,



Vern W. Ingraham, P.E.
Vice President

VWI/

CC: Frank Murray--CHA

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Date: April 8, 2009

PROJECT No. 10096

Extra Work No. 15

EXTRA WORK AUTHORIZATION

In accordance with the written Contract dated August 30, 1996 between the parties designated below for:

THE PROJECT: Hague Sewer District #2

THE CLIENT: Town of Hague

hereby authorizes the Engineer to proceed with additional services as follows:

SCOPE OF SERVICES

See letter dated April 8, 2009, attached.

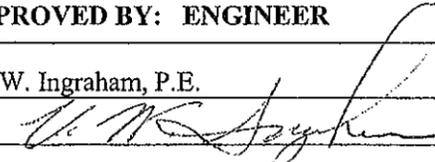
SCHEDULE

Through construction observation.

FEE

Not to exceed \$42,000.00.

Upon return of a fully-executed authorization, this Supplement shall become a part of the Agreement identified above.

APPROVED BY: ENGINEER	APPROVED BY: CLIENT
NAME: Vern W. Ingraham, P.E.	NAME:
SIGNATURE: 	SIGNATURE:
TITLE: Partner	TITLE:
DATE: April 8, 2009	DATE:



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April 6, 2009

Mr. William Lamy, PE
Warren County DPW
4028 Main Street
Warrensburg, NY 12885-1100

**RE: Town of Hague-Sewer District #2 – Contract No. 3
CHA Project No. 10096**

Dear Mr. Lamy:

Attached are four (4) copies of Change Order No. 2 for your review and approval on the above referenced project. This Change Order has been proposed as a result of a request from the contractor (A.P. Reale) to change the sewer alignment at Sta A49+00 to Sta 74+92 (thus eliminating NYSDOT Crossing #2) and change the method of crossing Jenkins Brook to a direction drill under the 'stream'. Based on discussions and negotiations with AP Reale & Sons Inc., the work associated with Change Order No. 2 represents a net decrease to the latest Contract Price in the amount of \$11,000.00. This Change Order along with Change Order No. 1 represents a net decrease to the Original Contract Price in the amount of \$225,041.00.

Please note this decrease in price is an estimate with final costs based upon unit prices and actual installed quantities. Some field conditions may warrant the installation of sanitary sewer pipe in trench as originally shown on the design plans.

We have reviewed the Change Order and supporting documentation as submitted by AP Reale, Inc. and are in agreement with the expected cost savings to the Contract in the amount of \$11,000.00. CHA will track all installed improvements and verify quantities on a daily basis with the contractor to assure the maximum savings to the Contract Price is being pursued. Upon execution of Change Order No. 2, please return one (1) copy for CHA files.

Should you have any questions, please call.

Sincerely,

A handwritten signature in cursive script that reads "Vern W. Ingraham".

Vern W. Ingraham, P.E.
Vice President

FM/amn

Enclosures

cc: Tom McDonald, AP Reale, Inc.
Frank Murray, CHA

MA10096\Change Orders\Cover Letter - Change Order 2.doc

PROJECT: Town of Hague Sewer District No. 2DATE OF ISSUANCE: 3/13/2009EFFECTIVE DATE: 3/16/2009OWNER: Town of HagueOWNER'S Contract No. 3CONTRACTOR AP Reale & Sons, Inc. ENGINEER CHA-LLP

You are directed to make the following changes in the Contract Documents.

Description: Change the sewer alignment and means of installation at Sta A49+00 to Sta A74+92 from a trench bury on the west side of NYS Rte 9N to a directional drill installation on the east side. Eliminates NYSDOT Crossing #2. Eliminate an 'on bridge' installation at Jenkins Brook - by substituting a directional drill under Jenkins Brook.

Reason for Change Order: Means and methods to reduce project limit disturbance, eliminations of NYSDOT Crossing # 2, elimination of the Rte 9N bridge attachment crossing. Addition of a directional drill stream crossing.

Attachments: Plans and letter from AP Reale attached.

CHANGE ORDER IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES:
Original Contract Price: \$4,978,490.00	Original Contract Times N/A Substantial Completion: _____ Ready for final payment: _____ <small>(Date or dates)</small>
Net changes from previous Change Orders No. 1 to 1. \$ (214,041.00)	Net changes from previous Change Orders No. to N/A days
Contract price prior to this Change Order: \$4,764,449.00	Contract Times prior to this Change Order Substantial Completion: _____ Ready for final payment: _____
Net increase (decrease) of this Change Orders \$ (11,000.00) Estimated	Net increase (decrease) of this Change Orders 0 days
Contract price with all approved Change Orders: \$4,753,449.00	Contract Times with all approved Change Orders Substantial Completion: _____ Ready for final payment: _____

This change order represents full and complete compensation for all costs relative to the change itself and all other impacts on the project. Contractor hereby acknowledges that it has considered and priced into this change order impacts beyond the scope of the individual change order and waives all claims otherwise.

RECOMMENDED: BY: <u>[Signature]</u> Engineer (Authorized Signature)	APPROVED: BY: <u>[Signature]</u> Owner (Authorized Signature)	ACCEPTED: BY: <u>[Signature]</u> Contractor (Authorized Signature)
Date: <u>3/13/2009</u>	Date: <u>4-22-09</u>	Date: <u>3/22/09</u>

A. P. Reale & Sons, Inc.
PO Box 189 3323 Route 74
Ticonderoga, New York 12883
(518) 585-2261
Fax (518) 585-4049

February 26, 2009

Larry Laranjo
Clough Harbor Associates
III Winners Circle
Albany, NY 12205

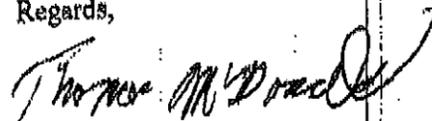
RE: Town of Hague
Sewer District No. 2 Collection and Conveyance System
Proposed Directional Drilling East Side NYS Rte 9N

Dear Mr. Laranjo:

This letter is to acknowledge A.P. Reale's understanding that the proposed directional drill installation of pipe on the east side of NYS Rte 9N and under Jenkins Brook is planned in the absence of subsurface investigation. A.P. Reale accepts responsibility of completing this proposed work with full knowledge of the situation. A.P. Reale will complete this work without any additional costs beyond the Change Order on Contract #1 pricing for horizontal directional drilling and NYSDOT Crossing #2. Additionally A.P. Reale will horizontal directional drill the Jenkins Brook crossing for \$25,000.

If you have any questions please do not hesitate to call me at 518-585-2261 x 231

Regards,


Thomas McDonald