

ID #112291

TO: Board of Acquisition and Contract

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

DATE: October 22, 2025

SUBJECT: Resolution for the County of Westchester to approve Change Order No. 3 to Contract No. 18-509 with ELQ Industries, Inc. for Kingsland Point Park Bulkhead Replacement, Village of Sleepy Hollow, New York, extending the completion date from August 20, 2025 to August 20, 2026

On July 28, 2022, your Honorable Board awarded Contract No. 18-509 for Kingsland Point Park Bulkhead Replacement, Village of Sleepy Hollow, New York to ELQ Industries, Inc., having an address of 567 Fifth Avenue, New Rochelle, New York 10801, in the amount of \$4,150,900.00.

The work under this contract consists of providing all necessary labor, materials, and equipment required to reconstruct and rehabilitate the existing Bulkhead/ Beach Seawall and additional site work improvements to the Kingsland Point Park.

On November 22, 2023, your Honorable Board approved Change Order No. 1 in the amount of \$50,000.00 to address field conditions that could not have been determined at the time of design.

On May 23, 2024, your Honorable Board approved Change Order No. 2 in the amount of \$500,000.00 to address unanticipated additional repairs that were not known at the time of bid. The scope of work for this unexpected additional work included additional repairs, replacement, and repointing of the seawall. Shortly thereafter, ELQ Industries, Inc. began on the additional work and during the course of construction, it was determined that installation of additional edge protection and top of slope restoration measures were necessary. As the time period to investigate whether the installation of these additional edge protection and top of slope restoration measures were necessary ran longer than the remaining term of the Agreement, it is now necessary to extend the term of the Agreement to complete the work. Change Order No. 3 to Contract No. 18-509 is hereby requested to grant an extension of time so that such work can be accomplished.

In order to carry out the work contemplated by this Change Order and complete the project, an extension is requested from August 20, 2025 to August 20, 2026. All other terms and conditions of the Agreement shall remain unchanged and in full force and effect.

The Department will track scheduling and accomplishments by ELQ Industries, Inc. and perform on-site inspections to ensure the successful completion of the work.

It is requested that your Honorable Board take action on the following:

Approval of Change Order No. 3:

Total Amount of Change Order No. 3	\$0.00
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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.

BS _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 11/07/2025 - RAYMOND SCULKY, SECRETARY

RESOLUTION

RE: **CONTRACT NO. 18-509**
CONTRACT AMOUNT: \$ **4,150,900.00**
CHANGE ORDER NO. 1: \$ **50,000.00**
CHANGE ORDER NO. 2: \$ **500,000.00**
CHANGE ORDER NO. 3: \$ **0.00**
AMENDED CONTRACT AMOUNT: \$ **4,700,900.00**

CHANGE ORDER NO. 3

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. 3 on Contract No. 18-509, between the County of Westchester and ELQ Industries, Inc., having as address at 567 Fifth Avenue, New Rochelle, New York 10801, for Kingsland Point Park Bulkhead Replacements, Village of Sleepy Hollow, New York; and

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

RESOLVED, that the completion date of this contract is hereby extended to August 20, 2026; and be it further

RESOLVED, that all other terms and conditions of Contract No. 18-509 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. 3 \$0.00

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Bond Act No.	Dollars
	372	42	RKP0201C	6210-99	BA #181-2021	\$0

Budget Funding Year(s) 2024 **Start Date:** August 25, 2022 **End Date:** August 20, 2026
(must match resolution)

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

State Aid _____

\$ 0.00 **Federal Aid** _____
(must match resolution)

Other _____