

SUMMARY OF RESOLUTION

Authorization to Amend Contract No. NSC-010/011/012E for Allegheny, Gateway, and North Side Station Finishes for the North Shore Connector Project

As part of the North Shore Connector project, Port Authority of Allegheny County (Authority) publicly bid a multi-prime construction contract for construction of station finishes at the new Gateway, North Side and Allegheny Stations. Contract No. NSC-010/011/012E (Contract) provides for electrical construction of the Gateway, North Side, and Allegheny Stations. Among other things, Contract includes installation of transformers, disconnects and circuit breakers, panelboards and wiring for power, lighting and fire alarm systems, and installation of emergency generator equipment. Wellington Power Corporation (Contractor) was the successful low bidder based on bids received and publicly opened on April 30, 2009. The Authority Board authorized award of Contract at its May 22, 2009 meeting.

During the course of construction, it has been determined that the bid documents do not fully address the code requirements of NFPA 130 related to wire and cable. Revised specifications and drawings incorporating the code requirements of NFPA 130 have been prepared by the design consultant and issued to Contractor for pricing and construction.

This resolution hereby authorizes amending Contract with Contractor, as described in Exhibit A.

5/28/10
J. Letwin

RESOLUTION

WHEREAS, Port Authority of Allegheny County (Authority) publicly bid and previously awarded Contract No. NSC-010/011/012E, Electrical Construction Contract for the North Shore Connector Station Finishes (Contract) to Wellington Power Corporation (Contractor); and

WHEREAS, the Authority Board, in its Limits of Authority Statement, as adopted on May 27, 1988, and as amended and restated on September 18, 2009, reserves to itself exclusively the power to approve modifications and changes to those contracts that increase the then current dollar value of the contract by more than 10 percent; and

WHEREAS, proposed changes to Contract for items of additional work, as described in Exhibit A, are necessary to complete Contract; and

WHEREAS, the total value of the proposed changes would increase the current dollar value of Contract by more than 10 percent; and

WHEREAS, the proposed changes are necessary to address certain code requirements and are in the best interest of the Authority.

NOW, THEREFORE, BE IT RESOLVED, that the chief executive officer and/or Rail Operations/engineering officer be, and they hereby are, authorized to execute an amendment to Contract, in a form approved by counsel, to perform the work listed in Exhibit A attached hereto and made part of this resolution, and to increase the contract sum of Contract by the amount of \$1,200,000.00 to a total not-to-exceed amount of \$4,996,520.00, and to take all such other actions necessary and proper to carry out the purpose and intent of this resolution.

5/28/10
J. Letwin

Exhibit A

Contract No.: NSC-010/011/012E
Contractor: Wellington Power Corporation

Preliminary Estimate	\$1,000,000.00
Contingency	<u>\$ 200,000</u>
Not-To-Exceed Change Order Amount	<u>\$1,200,000.00</u>
Original Contract Amount:	\$3,796,520.00
Not-To-Exceed Change Order Amount	<u>\$1,200,000.00</u>
Total Authorized Amended Contract Value	<u>\$4,996,520.00</u>