



March 28, 2008

Mr. David K. Harrington, P.E.  
Senior Environmental Engineer  
New York State Department of Environmental Conservation  
Division of Environmental Remediation  
625 Broadway, 12<sup>th</sup> Floor  
Albany, New York 12233-7013

**Re: NYSDEC Standby Contract, Work Assignment No. D004433-11  
Replacement of Sidewalk Flags, 1<sup>st</sup> Avenue and East 90<sup>th</sup> Street Site  
Site ID No. 2-31-008  
Final Report Addendum**

Dear Mr. Harrington:

URS Corporation (URS) has prepared this Letter Report Addendum to summarize the invoicing and change orders associated with the concrete flag replacement at the 1<sup>st</sup> Avenue and East 90<sup>th</sup> Street Site in Manhattan, New York. Sukhmany Construction, Inc. (Sukhmany) completed the work.

Twenty-nine flags, totaling 725 square feet, were originally specified in the Request For Quotation/Scope of Work (RFQ) to be replaced. Twenty-eight flags, totaling 700 square feet, were actually replaced at the Site. At the time of construction, scaffolding prevented access to the flag at MW-05 and it could not be replaced. In early March 2008, the scaffolding was removed. However, the Department no longer wishes to replace this flag. Photographs of the flag at MW-05 are included in Attachment 1.

## **1.0 INVOICING**

Sukhmany submitted the invoice for the work on February 29, 2008. They were instructed by URS to make revisions to the invoice. Sukhmany submitted the final revision of the invoice on March 3, 2008. The final amount invoiced was \$20,575.00. This included \$19,575.00 for the completion of the 28 flags and a \$1,000.00 permit fee. This invoice is included as Attachment 2.

## **2.0 CHANGE ORDERS**

There were no official change orders for this job. However, Sukhmany did invoice the full bid price, \$20,575.00, even though only twenty-eight of the twenty-nine concrete flags in the RFQ were completed. The unit price for the flag replacement was \$27.00 per square foot. Each flag was 25 square feet or \$675.00 per flag. Based only on the number of flags completed, the final invoice amount should have been \$19,900, \$675.00 less than the amount that Sukhmany actually invoiced. This would have included the \$1,000.00 permit fee and \$18,900.00 (Twenty-eight flags at \$675.00 each) for the completion of the flags. However, thirteen of the twenty-eight flags completed were thicker than the 4 inches specified in the RFQ. The additional \$675.00 invoiced is adequate compensation considering the labor, equipment, material, demolition, and disposal associated with installing the thicker flags. URS approved the increase.

URS Corporation  
77 Goodell Street  
Buffalo, NY 14203  
Tel: 716.856.5636  
Fax: 716.856.2545

**3.0 ATTACHMENTS**

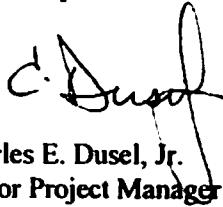
**Attachments** (following Text)

Attachment 1 Flag at MW-05 Photographs  
Attachment 2 Final Sukhmany Invoice

Should you have any questions or comments, please do not hesitate to contact me at 716-856-5636.

Sincerely,

**URS Corporation**



Charles E. Dusel, Jr.  
Senior Project Manager

cc: Kyle Jackson, URS  
File 11174461 (R-1)

**ATTACHMENT 1**

**MW-05 FLAG PHOTOGRAPHS**

**CONTRACTOR: SUKHMANY CONSTRUCTION CORP.****NYSDEC SITE No. 2-31-008****NYSDEC CONTRACT No. D004433-11****URS Job No. 11174491**

Photo #1: Flag at MW-05 on October 17, 2007. Base of scaffolding covers flag. Facing south.





**DAILY INSPECTION REPORT  
1<sup>ST</sup> AVENUE AND EAST 90<sup>TH</sup> STREET**

**CONTRACTOR: SUKHMANY CONSTRUCTION CORP.**

**NYSDEC SITE No. 2-31-008**

**NYSDEC CONTRACT No. D004433-11**

**URS Job No. 11174491**



Photo #2: Flag at MW-05 on March 5, 2008. Facing south.

**ATTACHMENT 2**

**SUKHMANY INVOICE**

# Sukhmany Construction Inc.

To: URS- Coporation  
77 goodell Street  
bufflo, New York, 14203

From: Sukhmany Construction Inc.  
95-01 134th Street  
So. Richmond Hill NY 11419

Project: Replacement of Sidewalk Flags  
1st Ave and East 90th Street  
Manhattan, New York  
NYSDEC Contract # D004433-11

Application No:

App. Date: November 9, 2007

Period to: December 20, 2007

Project Nos:

Contract Date: November 9, 2007

Distribution to:

- ☐ OWNER  
☒ CONSTRUCTION MGR.  
☐ ARCHITECT  
☐ CONTRACTOR  
☐ OTHER

Contract For: Chuck Dusel

NYSDEC # D004433-15

## APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.  
Continuation Sheet, G703, is attached.

1. ORIGINAL CONTRACT SUM	20,575.00
2. Net Change By Change Orders	0.00
3. CONTRACT SUM TO DATE	20,575.00
4. TOTAL COMPLETED AND STORED TO DATE	20,575.00
5. RETAINAGE:	
a. 0% of Completed Work	0.00
b. 0% of Stored Material	0.00
TOTAL RETAINAGE	0.00
6. TOTAL EARNED LESS RETAINAGE	20,575.00
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT	0.00
8. CURRENT PAYMENT DUE	20,575.00
9. BALANCE TO FINISH, INCLUDING RETAINAGE	0.00

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Sukhmany Construction Inc.

By: Sunny Singh Date: February 3, 2008

State of: New York County of: Queens

Subscribed and sworn before me this 3rd day of February, 2008

Sunny Singh personally appeared before me, the undersigned notary public, and provided satisfactory evidence of identification to be the person who signed this document in my presence and swore or affirmed to me that the contents of this document are truthful and accurate to the best of his/her knowledge and belief.

Notary Public: My Commission expires:

## CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Contractor and Agency certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner		
Total approval this Month		
TOTALS	\$ 0.00	\$ 0.00
NET CHANGES by Change Order	\$ 0.00	

AMOUNT CERTIFIED

OWNER

By: Date:

AGENCY

By: Date:

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification is attached.

APPLICATION NUMBER:

APPLICATION DATE: November 9, 2007

Use Column I on Contracts where variable retainage for line items may apply.

PERIOD TO: December 20, 2007

PROJECT NUMBER:

A Item #	B Description of Work	C Scheduled Value	D Work Completed		F Materials Stored & Used Prior + Current	G Total Completed and Stored To Date		H Balance to Finish	I Retainage
			From Previous Application(s)	This Period			%		
1	Work Permit	1,000.00	0.00	1,000.00		1,000.00	100.00	0.00	0.00
2	MW37 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
3	MW18 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
4	MW08 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
5	MW08D ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
6	MW07 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
7	MW43 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
8	MW03 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
9	MW23 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
10	MW24 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
11	MW31 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
12	MW19 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
13	MW33 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
14	MW38 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
15	MW27 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
16	MW36 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
17	MW17 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
18	MW21 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
19	MW34 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
20	MW20 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
21	MW13 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00

PAGE 1 TOTAL:	16,660.00	0.00	16,660.00		16,660.00	100.00	0.00
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A=Line Item Number      B=Brief Item Description      C=Total Value of Item      D=Total of D and E From Previous Application(s) (If Any)      E=Total Work Completed For This Application  
 F=Materials Purchased and Stored for Project      G=Total of All Work Completed and Materials Stored for Project      H=Remaining Balance of Amount to Finish      I=Amount Withheld from G



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PERIOD TO: December 20, 2007

PROJECT NUMBER:

A	B	C	D	E	F	G		H	I
Item #	Description of Work	Scheduled Value	Work Completed		Materials Stored & Used Prior + Current	Total Completed and Stored To Date	%	Balance to Finish	Retainage
			From Previous Application(s)	This Period					
22	MW15 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
23	MW14 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
24	MW32 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
25	MW35 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00
26	MW42 ( 25 SQF)	783.00	0.00	783.00		783.00	100.00	0.00	0.00

PAGE 2 TOTAL:	3,915.00	0.00	3,915.00		3,915.00	100.00	0.00	0.00
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GRAND TOTAL:	20,575.00	0.00	20,575.00		20,575.00	100.00	0.00	0.00
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