



September 22, 2014

Michael Marinakis  
Vice President  
Volmar Construction Inc.  
4400 2<sup>nd</sup> Avenue  
Brooklyn, NY 11232-4213

**Emily Lloyd**  
*Commissioner*

**Mary F. Pazan**  
Assistant Commissioner  
Agency Chief Contracting Officer

59-17 Junction Boulevard  
Flushing, N.Y. 11373

Tel. (718) 595-3925  
Fax (718) 595-3278  
[mpazan@dep.nyc.gov](mailto:mpazan@dep.nyc.gov)

Re: Contract HRP-JOC-2  
PIN 82614HRPJOC2  
NYC Houses Rehabilitation Program –  
Region 2  
**Approval of Amendment No. 2**

Dear Mr. Marinakis:

This letter is to inform you that the Amendment to the Contract between Volmar Construction Inc. and the New York City Department of Environmental Protection (“DEP”) (Registration No. 20141404642) for the NYC Houses Rehabilitation Program – Region 2 (the “Contract”) which amends Article 20 Performance and Payment Bonds of the Schedule A has been approved.

All other terms and conditions of the Contract remain in effect throughout the extension period.

Very truly yours,

  
Mary F. Pazan  
Agency Chief Contracting Officer

cc: Chan/Ohringer



**COMPTROLLER'S OFFICE**  
**CONTRACT REGISTRATION COVER SHEET**

E-PIN NO. \_\_\_\_\_ DATE: 9/22/14  
 SUBMITTING AGENCY CODE: 826

CONTRACT NUMBER: 20141404642 MOD NUMBER EXT (5 digits) 00004

OCA NUMBER: 1003585367 VENDOR No. (10digits) 0/0/0/0/5/5/4/1/3/3/

AGENCY CONTACT PERSON: MARIA OHRINGER

ADDRESS: 59-17 JUNCTION BLVD., 17<sup>TH</sup> FL, FLUSHING, NY 11373 TEL.: 718-595-3177 FAX: 718-595-3278

Please indicate your reason for submitting the attached documents by filling out the form below:

**A. NEW SUBMISSION: (check off only one Box each for FMS Contract Code and Contract Class)**

FMS/3 CONTRACT CODE			FMS/3 CONTRACT CLASS		
<input type="checkbox"/>	CT1	GENERAL CONTRACT	<input type="checkbox"/>	G	EXPENSE
<input type="checkbox"/>	RCT1	REVENUE CONTRACT	<input type="checkbox"/>	C	CAPITAL
<input type="checkbox"/>	CTR	CONTRACT REVISION (INCREASES/DECREASES/ENCUMBRANCES AND DATA CHANGES)	<input type="checkbox"/>	X	MIXED/SPLIT FUNDING
<input type="checkbox"/>	MA1	MASTER AGREEMENT	<input type="checkbox"/>	V	REVENUE
<input type="checkbox"/>	MAR	MASTER AGREEMENT REVISION (INCREASES/DECREASE AND DATA CHANGES)	<input type="checkbox"/>	RN	MASTER AGREEMENTS
<input type="checkbox"/>	MMA1	MULTIPLE AWARD MASTER AGREEMENT	<input type="checkbox"/>	RG	REQUIREMENTS EXPENSE
<input type="checkbox"/>	CTA1	MULTIPLE AWARD CONTRACT	<input type="checkbox"/>	RC	REQUIREMENTS CAPITAL
<input type="checkbox"/>			<input type="checkbox"/>	RB	REQUIREMENTS MIXED FUNDS

**B. IS THIS A SUBMISSION OF A CONTRACT PACKAGE WHICH HAS BEEN PREVIOUSLY REJECTED OR WITHDRAWN? YES \_\_\_\_\_ NO \_\_\_\_\_**

**OR:**

**C. ADDITIONAL ITEM FOR A CONTRACT PACKAGE STILL UNDER REVIEW BY THE COMPTROLLER (CIF fax # (212) 815-8780).**

Was item requested by Comptroller staff? YES \_\_\_\_\_ NO \_\_\_\_\_

If yes, indicate requestor's name: \_\_\_\_\_

**OR:**

**D.  ADDITIONAL DOCUMENT(S) TO A REGISTERED CONTRACT FOR FILING PURPOSES ONLY. REGISTRATION IS NOT NECESSARY.**

**OR:**

**E. \_\_\_\_\_ DOCUMENT(S) SUPPORTING THE REGISTRATION OF MULTIPLE CONTRACTS.**



THE CITY OF NEW YORK  
FINANCIAL MANAGEMENT SYSTEM  
ADVISE OF AWARD REVISION  
EXPENSE/GENERAL CONTRACT

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TAXPAYER ID: 112932630 FINAL BATCH ID: CT1 826  
CONTRACT NUMBER: CT1 826 20141404642  
AMENDMENT NUM: Amendment No. 2 VERSION NUM: 1  
VENDOR ADDR IND: 1 OCA NUMBER: 1003585367  
VENDOR: 0000554133 MOD NUMBER: CTR 826 20141404642-00004  
VOLMAR CONSTRUCTION INC

ALIAS/DBA:

CONTACT: EFFIE MARINAKIS  
PHONE: 718-832-2444

ADDRESS: 4400 2ND AVENUE

BROOKLYN  
NY  
11232-4213

CONTRACT TITLE: HRP-JOC-2

PIN: 82614HRPJOC2

DESCRIPTION: NYC Houses Rehabilitation Program - Region 2

ORIGINAL AMT: \$30,000,000.00 ORIGINAL START: 09/30/2013 END: 05/31/2015  
REVISED AMT: \$30,000,000.00 REVISED START: 10/10/2013 END: 05/31/2015  
CURRENT CHANGE:  
INC/DEC INDICATOR: RESP AGENCY: 826  
SUBMITTING AGCY: 826

CONTRACT OFFICER: KATHRYN MALLON

PHONE: 718-595-6183

COMMENTS:

Amendment to the Performance/Payment Bond requirement

CONTRACT TYPE: 05 CLASS: G AWARD METHOD: 01 AWARD LEVEL: 3

CATEGORIES 1: N/A 2: 3: 4: 5:

CONSTRUCTION RELATED: Y REDUCED ADVERTISING: N

HEARING DATE:

MINORITY: WOMAN LOCAL: NOT-FOR-PROFIT: MWBE UTILIZATION CLAUSE: N

LOCATION INFORMATION

SERVICE LOCATION: VARIOUS LOCATIONS IN STATEN ISLAND

ZIP CODE: 10308 BOROUGH: BLOCK: LOT: COUNCIL DISTRICT:

THE CITY OF NEW YORK  
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VENDOR: 0000554133  
VOLMAR CONSTRUCTION INC

MOD NUMBER: CTR 826 20141404642-00004

ALIAS/DBA:

DELIVERY DATE:

DELIVER TO:

INVOICE TO:

DEPT: 826

SHIP CODE:

DEPT:

BILL CODE:

THE CITY OF NEW YORK  
FINANCIAL MANAGEMENT SYSTEM  
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VENDOR: 0000554133      MOD NUMBER: CTR      826      20141404642-00004  
VOLMAR CONSTRUCTION INC  
ALIAS/DBA:

CONTRACT INFORMATION

REFERENCE INFORMATION

REFERENCE CODE: MOD

REFERENCE CONTRACT:

INTERNAL AWARD NUMBER: 82614HRPJOC2

SOLICITATION NUMBER:

REPLACES CONTRACT:

NUMBER OF RESPONSES: 7

OUT OF NUM OF SOLICITATION: 1122

COMPLIANCE INFORMATION

COMPLIANCE CRITERIA	1. MCBRIDE	Y	2. OLIVINGWAG	N	3.	N
	4.	N	5.	N		

NON COMPLY REASON: N/A

WORKSITES / COMMUNITY / BOARD CODES

WORKSITES	1. S00	2.	3.	4.	5.
	6.	7.	8.	9.	10.

THE CITY OF NEW YORK  
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VENDOR: 0000554133  
VOLMAR CONSTRUCTION INC  
ALIAS/DBA:

I HAVE EXAMINED THIS ADVICE OF AWARD OF CONTRACT AND CERTIFY THAT THE AWARD WAS MADE TO THE LOWEST RESPONSIBLE BIDDER, AND/OR IN ACCORDANCE WITH THE PROVISIONS OF THE APPROPRIATE SECTIONS OF THE NYC CHARTER, AT THE PRICE BID BY SUCH BIDDER, AND THAT IT IS CORRECT AS TO CALCULATION AND EXTENSION AND THAT THE AWARD WAS PROPERLY MADE.  
I CERTIFY THAT I HAVE CHECKED THE CONTRACTOR'S RECORD PURSUANT TO SECTIONS 6-116.1 AND 6-116.2 OF THE ADMINISTRATIVE CODE OF THE CITY OF NEW YORK.  
I FURTHER CERTIFY THAT THIS AWARD IS A PROPER EXPENDITURE AND THE LIABILITY HAS BEEN CHARGED TO THE PROPER FUND OR FUNDS.

AGENCY DEP TELEPHONE # (718)595-4795  
PREPARED BY (PRINT) Constantino Mendoza  
PREPARED BY (SIGNATURE) [Signature]  
AUTHORIZED OFFICIAL'S NAME & TITLE Maria Ohringer, Asst. Acco  
TELEPHONE # (718)595-3177  
AUTHORIZED AGENCY OFFICIAL (SIGNATURE) [Signature]

AMENDMENT NO. 2

This Amendment No. 2 ("Amendment") to a job order contract for rehabilitation work on Dwellings in Build it Back Region No. 2 (Registration No. 20141404642; EPIN 82613B0041) ("Job Order Contract") made and entered into this 7<sup>th</sup> day of July, 2014, by and between the City of New York ("City"), acting by and through the Department of Environmental Protection ("DEP"), whose address is 59-17 Junction Boulevard, 17<sup>th</sup> Floor, Flushing, New York 11373, and Volmar Construction Inc. ("Contractor"), located at 400 2nd Ave., Brooklyn, NY 11232 (hereafter, the "Parties").

WHEREAS, consistent with 24 C.F.R. section 85.36(h)(2) & (3), Article 20.1 of the Job Order Contract requires that Contractor maintain performance and payment bonds for the full amount of the Job Order Contract, which is funded with HUD CDBG-DR funds; and

WHEREAS, the full amount of the Job Order Contract is currently unknown because it is dependent on how many homeowners apply for and are accepted into the Build it Back Program and how much work the Contractor is able to perform; and

WHEREAS, Schedule A to the Job Order Contract provides that the Contractor shall initially obtain performance and payment bonds for not less than \$5 million and increase the amount of performance and payment bonds in \$5-million increments so that the Contractor's performance and payment bonds are equal to or exceed the full amount of the Job Order Contract; and

WHEREAS, the City established the requirement that performance and payment bonds be maintained in increments of \$5 million based on the anticipated incremental amount of work the Contractor would be assigned; and

WHEREAS, based on the actual amount of work currently available to the Contractor, the City has determined that reducing the initial amount and incremental amount of required performance and payment bonds to \$1 million will meet the requirements of law, protect public funds, and ease an unnecessary financial burden on the Contractor;

NOW, THEREFORE, the parties agree as follows:

1. The following provision in Schedule A is amended to add the words and numbers in bold and to delete the bracketed words and numbers as follows:

<u>ARTICLE 20</u> <u>PERFORMANCE AND PAYMENT BONDS</u>	Contractor shall obtain performance and payment bonds for not less than <del>[\$5,000,000]</del> <b>\$1,000,000</b> and shall adjust the amount of the bonds in increments of <del>[\$5,000,000]</del> <b>\$1,000,000</b> —on its own action or at the direction of the City—as the value of the Work is increased so that at all times the value of the performance and payment bonds is equal to or
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	exceeds the price to be paid for all Job Orders assigned to the Contractor.
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Except as set forth herein, all terms of the Job Order Contract shall remain in full force and effect.

Contractor: Vidmar Construction Inc  
By:   
Name: Michael Marinakis  
Title: Vice President  
Date: 7/7/14

New York City Department of Environmental Protection

By:   
Name: MARY PAZAN  
Title: ASST. COMMISSIONER  
Date: 8/13/2014



**APPROVAL AS TO FORM OF A CONTRACT BY STANDARD TYPE OF CLASS**

Agency: New York City Department of Environmental Protection

Contract: Build it Back Job Order Contract Amendment No. 2

Pursuant to section 394 of the New York City Charter, I hereby approve as to form the annexed contract amendment by standard type of class. This approval is valid for a period of one (1) year from the date hereof and for a maximum of 12 contracts.

The above approval is made on the express understanding that the substantive language of the contract will not be altered or changed in any way without prior submission to the Office of the Corporation Counsel for approval, provided, however, that blank spaces in the contracts requiring names, dates, dollar amounts or other similar details may be completed.

APPROVED AS TO FORM AND  
CERTIFIED AS TO LEGAL AUTHORITY

  
\_\_\_\_\_  
ACTING CORPORATION COUNSEL 

DATE: JUN 25 2014

2014-022960

