



Daniel P. McCoy  
County Executive

Larry I. Slatky  
Executive Director

December 3, 2020

The Honorable Andrew Joyce  
Chairman, Albany County Legislature  
Legislative Clerk's Office  
112 State Street, Suite 710  
Albany, New York 12207

Dear Chairman Joyce:

Shaker Place Rehabilitation and Nursing Center respectfully requests to amend the Jersen Construction contract. The amendment will increase the contract amount by \$300,000.00 and will be funded through Bond HNN4.

The Jersen contract in September of 2019 was reduced by \$2,000,000.00 to purchase equipment and furnishings. This amount was overstated and, therefore, \$300,000.00 must be returned to the contingency of the Jersen contract. The original approved contract amount has not been increased.

I have attached the original RLA submission for Jersen Construction and the RLA to amend that contract which justifies the above statements.

We respectfully request that the Jersen contract contingency be restored by \$300,000.00. We thank you for your consideration.

Sincerely,

Larry I. Slatky  
Executive Director

cc: Dennis Feeney, Majority Leader  
Frank Mauriello, Minority Leader  
Rebekah Kennedy, Majority Counsel  
Arnis Zilgme, Minority Counsel





## Legislation Text

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**File #:** TMP-2117, **Version:** 1

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### REQUEST FOR LEGISLATIVE ACTION

**Description (e.g., Contract Authorization for Information Services):**  
Jersen Construction Contract Amendment

**Date:** December 3, 2020  
**Submitted By:** Larry I. Slatky  
**Department:** Shaker Place Rehabilitation and Nursing Center  
**Title:** Executive Director  
**Phone:** 518-213-8940  
**Department Rep.**  
**Attending Meeting:** Larry I. Slatky

#### Purpose of Request:

- ☐ Adopting of Local Law
- ☒ Amendment of Prior Legislation
- ☐ Approval/Adoption of Plan/Procedure
- ☐ Bond Approval
- ☐ Budget Amendment
- ☒ Contract Authorization
- ☐ Countywide Services
- ☐ Environmental Impact/SEQR
- ☐ Home Rule Request
- ☐ Property Conveyance
- ☐ Other: (state if not listed) Click or tap here to enter text.

### CONCERNING BUDGET AMENDMENTS

**Increase/decrease category (choose all that apply):**

- ☐ Contractual
- ☐ Equipment
- ☐ Fringe
- ☐ Personnel
- ☐ Personnel Non-Individual

☐ Revenue

Increase Account/Line No.: Click or tap here to enter text.  
Source of Funds: Click or tap here to enter text.  
Title Change: Click or tap here to enter text.

**CONCERNING CONTRACT AUTHORIZATIONS**

**Type of Contract:**

- ☒ Change Order/Contract Amendment  
☐ Purchase (Equipment/Supplies)  
☐ Lease (Equipment/Supplies)  
☐ Requirements  
☐ Professional Services  
☐ Education/Training  
☐ Grant

Choose an item.

Submission Date Deadline Click or tap to enter a date.

- ☐ Settlement of a Claim  
☐ Release of Liability  
☐ Other: (state if not listed) Click or tap here to enter text.

**Contract Terms/Conditions:**

**Party (Name/address):**

Jersen Construction Group, LLC  
6 Industry Drive  
Waterford, New York 12188

**Additional Parties (Names/addresses):**

Click or tap here to enter text.

Amount/Raise Schedule/Fee: \$300,000.

Scope of Services: Jersen Construction contract will be increased by \$300,000.00 that will be dedicated to their contingency. Their contract was reduced by \$2,000,000, from their contingency to purchase equipment and furniture. This reduction was overstated by \$300,000 that now must be replenished into their contingency. The original contract amount has not been increased.

Bond Res. No.: 445-2014  
Date of Adoption: 11/10/2014

**CONCERNING ALL REQUESTS**

Mandated Program/Service: Yes ☒ No ☐  
If Mandated Cite Authority: NYSDOH

Is there a Fiscal Impact: Yes ☒ No ☐

Anticipated in Current Budget: Yes ☒ No ☐

County Budget Accounts:

Revenue Account and Line: Click or tap here to enter text.

Revenue Amount: Click or tap here to enter text.

Appropriation Account and Line: HNN4

Appropriation Amount: \$300,000.

Source of Funding - (Percentages)

Federal: 0

State: 0

County: 100

Local: 0

Term

Term: (Start and end date) 7/16/2018-5/31/2021

Length of Contract: 35 months

Impact on Pending Litigation

Yes ☐ No ☒

If yes, explain: Click or tap here to enter text.

Previous requests for Identical or Similar Action:

Resolution/Law Number: N/A

Date of Adoption: Click or tap here to enter text.

**Justification:** (state briefly why legislative action is requested)

The Jersen Construction Group contract contingency was reduced by two million dollars in September 2019 to purchase equipment and furniture. This amount was over estimated and therefore we need to return three hundred thousand dollars to the Jersen Construction contingency. This amount will not change the original contract amount. I have attached the contract RLA and the RLA for the reduction of that contract for your review.



## Albany County Contract Management System

This Site: Albany County Contr



Albany County Contract Management System &gt; Request for Contract Approval &gt; 5002

# Request for Contract Approval : 5002

[New Item](#) | [Edit Item](#) | [Delete Item](#) | [Workflows](#) | [Alert Me](#)

<b>Request ID #</b>	5002
<b>Department</b>	NH6020 - Nursing Home
<b>Contract Type</b>	C) County Legislative Contracts
<b>Contract Action</b>	B) Amendment
<b>Contract Action Type</b>	N) None
<b>Resolution #</b>	395
<b>Date Submitted</b>	9/27/2019 12:00 AM
<b>Expiration Date</b>	5/31/2021 12:00 AM
<b>Contact Person</b>	Slatky, Larry
<b>Contact Phone</b>	518-869-2231
<b>Contact Email</b>	larry.slatky@shakerplace.org
<b>Vendor Info</b>	<b>Name:</b> Jersen Construction Group, LLC <b>Address:</b> 6 Industry Drive, Waterford, New York 12188
<b>Estimated Amount</b>	67,400,000.00
<b>Estimated Term</b>	35 months
<b>Scope of Service</b>	Jersen Construction contract will be reduced by two million dollars to permit the nursing home to purchase equipment and furnishings under separate agreements.
<b>Budget Line</b>	NH6020
<b>Point 2 or 4</b>	4
<b>Line Item</b>	
<b>Budget Line</b>	Account Code
<b>Point 2 or 4</b>	
<b>Line Item</b>	
<b>Budget Line</b>	Account Code
<b>Point 2 or 4</b>	
<b>Line Item</b>	
<b>Budget Line</b>	Account Code
<b>Point 2 or 4</b>	
<b>Line Item</b>	

<b>Fiscal Impact - County</b>	1.00
<b>Fiscal Impact - State</b>	0.00
<b>Fiscal Impact - Federal</b>	0.00
<b>Revenue Code</b>	Revenue Code
<b>Revenue Line</b>	
<b>Capital Plan</b>	Capital Plan:
<b>Capital Plan - Line Item</b>	
<b>Revenue Code</b>	Revenue Code
<b>Revenue Line</b>	
<b>Capital Plan</b>	Capital Plan:
<b>Capital Plan - Line Item</b>	
<b>Revenue Code</b>	Revenue Code
<b>Revenue Line</b>	
<b>Capital Plan</b>	Capital Plan:
<b>Capital Plan - Line Item</b>	
<b>Revenue Code</b>	Revenue Code
<b>Revenue Line</b>	
<b>Capital Plan</b>	Capital Plan:
<b>Capital Plan - Line Item</b>	
<b>Anticipated in Current Budget</b>	Yes
<b>BID, RFP, RFQ Completed?</b>	N/A
<b>BID/RFP/RFQ #</b>	
<b>Additional Comments</b>	
<b>Attachments</b>	Jersen Construction Contract AIA Approvals.pdf Jersen Construction Contract July 2018.pdf Jersen Construction Contract Reduction Email.msg Jersen Construction Resolution 312.pdf Jersen Construction Resolution 395.pdf

<b>DMB Section</b>
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<b>DMB Approval</b>	Yes
<b>Reason for Disapproval</b>	<div></div>
<b>Not to Exceed Amount</b>	67,400,000.00
<b>Date of Approval or Disapproval</b>	9/27/2019 12:00 AM
<b>If CAB contract, Date approved by CAB</b>	
<b>If Legislative contract, Date approved by Legislature</b>	
<b>Contract ID #</b>	5,102

<b>Law Section</b>
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<b>Law receives request to prepare contract</b>	9/30/2019 12:00 AM
<b>Law receives back-up documentation to prepare contract</b>	
<b>Law sends draft of contract to Dept for review</b>	
<b>Law sends final contract to department</b>	

**Law sends signed contract to CEO to sign**

**Law sends signed contract to Comptrollers office and requesting department.**

**Completed Date**

Created at 9/27/2019 8:22 AM by Slatky, Larry

Last modified at 10/1/2019 11:54 AM by Berghela, Teresa



# Albany County Contract Management System

This Site: Albany County Contr: ▼



Albany County Contract Management System &gt; Request for Contract Approval &gt; 4157

## Request for Contract Approval : 4157

New Item | 
 Edit Item | 
 Delete Item | 
 Workflows | 
 Alert Me

<b>Request ID #</b>	4157
<b>Department</b>	NH6020 - Nursing Home
<b>Contract Type</b>	C) County Legislative Contracts
<b>Contract Action</b>	A) New
<b>Contract Action Type</b>	N) None
<b>Resolution #</b>	312
<b>Date Submitted</b>	7/16/2018 12:00 AM
<b>Expiration Date</b>	5/31/2021 12:00 AM
<b>Contact Person</b>	Slatky, Larry
<b>Contact Phone</b>	518-869-2231
<b>Contact Email</b>	larry.slatky@albanycountyny.gov
<b>Vendor Info</b>	<b>Name:</b> Jersen Construction Group, LLC <b>Address:</b> 6 Industry Drive, Waterford, New York 12188
<b>Estimated Amount</b>	69,400,000.00
<b>Estimated Term</b>	36 months
<b>Scope of Service</b>	Jersen Construction Group will be the Prime Contractor overseeing the renovation and new construction of the Albany County Nursing Home. They will be responsible for the scope outlined in the RFB and work in concert with the architect, construction manager and Albany County staff as may be required.
<b>Budget Line</b>	NH6020
<b>Point 2 or 4</b>	4
<b>Line Item</b>	
<b>Budget Line</b>	Account Code
<b>Point 2 or 4</b>	
<b>Line Item</b>	
<b>Budget Line</b>	Account Code
<b>Point 2 or 4</b>	
<b>Line Item</b>	
<b>Budget Line</b>	Account Code



<b>Point 2 or 4</b>	
<b>Line Item</b>	
<b>Fiscal Impact - County</b>	1.00
<b>Fiscal Impact - State</b>	0.00
<b>Fiscal Impact - Federal</b>	0.00
<b>Revenue Code</b>	Revenue Code
<b>Revenue Line</b>	
<b>Capital Plan</b>	Capital Plan:
<b>Capital Plan - Line Item</b>	
<b>Revenue Code</b>	Revenue Code
<b>Revenue Line</b>	
<b>Capital Plan</b>	Capital Plan:
<b>Capital Plan - Line Item</b>	
<b>Revenue Code</b>	Revenue Code
<b>Revenue Line</b>	
<b>Capital Plan</b>	Capital Plan:
<b>Capital Plan - Line Item</b>	
<b>Revenue Code</b>	Revenue Code
<b>Revenue Line</b>	
<b>Capital Plan</b>	Capital Plan:
<b>Capital Plan - Line Item</b>	
<b>Anticipated in Current Budget</b>	Yes
<b>BID, RFP, RFQ Completed?</b>	Yes - RFP
<b>BID/RFP/RFQ #</b>	2018-033
<b>Additional Comments</b>	
<b>Attachments</b>	Jersen Construction Resolution 312 for CMS.pdf Jersen Construction RLA Documents.pdf

<b>DMB Section</b>
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<b>DMB Approval</b>	Yes
<b>Reason for Disapproval</b>	
<b>Not to Exceed Amount</b>	
<b>Date of Approval or Disapproval</b>	7/17/2018 12:00 AM
<b>If CAB contract, Date approved by CAB</b>	
<b>If Legislative contract, Date approved by Legislature</b>	
<b>Contract ID #</b>	4,257

<b>Law Section</b>
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<b>Law receives request to prepare contract</b>	
<b>Law receives back-up documentation to prepare contract</b>	
<b>Law sends draft of contract to Dept for review</b>	
<b>Law sends final contract to department</b>	
<b>Law sends signed contract to CEO to sign</b>	

**Law sends signed contract to Comptrollers office and requesting department.**

**Completed Date**

Created at 7/16/2018 11:25 AM by Slatky, Larry

Last modified at 7/17/2018 2:56 PM by Cantwell, Sarah