

15910

TO: Board of Acquisition and Contract

FROM: John J. Hsu, P.E.
Commissioner of Public Works

DATE: December 8, 2010

SUBJECT: Subcontractor Approval
Contract No. **08-501**
Replace Bus Wash System
Central Maintenance Facility
475 Saw Mill River Road
Yonkers, New York
Contractor: Caladri Development Corp.
Subcontractor(s): J.A. Lee Electric, Inc.

On September 10, 2010 your Honorable Board approved a resolution to award Contract 08-501 to Replace Bus Wash System, Central Maintenance Facility, 475 Saw Mill River Road, Yonkers, New York to Caladri Development Corp. ("Caladri"), 1223 Park Street, Peekskill, New York 10566. This resolution also approved Caladri's utilization of the following subcontractor: LK Equities, LTD ("LK Equities"), 1992 Commerce Street, Suite 59, Yorktown, New York 10598 for the performance of electrical work on the project.

Subsequent to the approval of said resolution, Caladri requested a change of the electrical subcontractor. Caladri has demonstrated a legitimate construction need for such changes as defined in General Municipal Law Section 101(5) since LK Equities was unable to perform the subcontract between Caladri and LK Equities as a result of LK Equities' error in preparing their subcontract bid. Specifically, LK Equities did not include all aspects of the work as delineated in Addendum Number 5 of Contract 08-501.

Therefore, Caladri has requested the approval of J.A. Lee Electric, Inc., 513 Acorn Street, Suite J, Deer Park, New York 11729 to perform the electrical work in connection with the above referenced contract.

The proposed subcontractor, J.A. Lee Electric, Inc., has been investigated and the Department of Public Works recommends approval.

This contract is subject to the Federal Transit Administration's regulations for the Disadvantaged/Minority/Women's Business Enterprises. The County of Westchester is responsible for reviewing and approving Caladri's Disadvantaged/Minority/Women's Business Enterprise plan. The County has approved Caladri's plan.

Resolution to accomplish the foregoing is attached.

This resolution has been reviewed by the Law Department.

JA/

RESOLUTION

Upon communication from the Commissioner of Public Works,

WHEREAS, on September 10, 2010, your Honorable Board approved a resolution to award Contract 08-501 to Replace Bus Wash System, Central Maintenance Facility, 475 Saw Mill River Road, Yonkers, New York to Caladri Development Corp. ("Caladri"), 1223 Park Street, Peekskill, New York 10566; and

WHEREAS, pursuant to the award resolution dated September 10, 2010, your Honorable Board approved Caladri's utilization of the following subcontractor in connection with the performance of Contract 08-501: LK Equities, LTD ("LK Equities"), 1992 Commerce Street, Suite 59, Yorktown, New York 10598 for the performance of electrical work; and

WHEREAS, subsequent to the approval of the aforesaid resolution, Caladri requested a change in the electrical subcontractor; and

WHEREAS, Caladri has demonstrated a legitimate construction need for such changes as defined in General Municipal Law Section 101(5) since LK Equities was unable to perform the subcontract between Caladri and LK Equities as a result of LK Equities' error in preparing their subcontract bid. Specifically, LK Equities did not include all aspects of the work as delineated in Addendum Number 5 of Contract 08-501; and

WHEREAS, it has been determined that LK Equities is unable to perform the subcontract between Caladri and LK Equities as a result of LK Equities' error in preparing their subcontract bid; now, therefore, be it

RESOLVED, that upon the recommendation of the Department of Public Works, the following listed Subcontractor on Contract No. 08-501 between the County of Westchester and Caladri Development Corp., 1223 Park Street, Peekskill, New York 10566 to Replace Bus Wash System, Central Maintenance Facility, 475 Saw Mill River Road, Yonkers, New York is approved for the performance of the electrical work:

SUBCONTRACTOR(S)

J.A. Lee Electric Corp.
513 Acorn Street, Suite J
Deer Park, New York 11729

WORK TO BE DONE

Electrical

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	365	44	T003301S	6210-99		

Budget Funding Year(s) 2010
(must match resolution)

Start Date: September 23, 2010 **End Date:** March 22, 2012

Funding Source: **Tax Dollars** 20% County

Contractor Federal I.D. No./
Social Security No.: _____

State Aid _____

Federal Aid _____
(must match resolution)

Vendor No.: _____

Other 80% FTA

Encumbrance No.: _____