

19721

**TO:** Board of Acquisition and Contract

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

**DATE:** June 14, 2011

**SUBJECT:** Emergency Resolution to Award Contract No. 11-535  
Emergency Repairs of Overhead Primary System  
Dunwoodie Golf Course  
Yonkers, New York  
**Contractor:** D&M Electrical Contracting, Inc.  
**Amount:** \$38,774.00

On the evening of Thursday, June 9, 2011 severe thunderstorms with very high winds resulted in downed trees which snapped seven (7) utility poles that provide primary electrical service to Dunwoodie Golf Course and Radio Tower. For reasons of health and safety, power was immediately shut off to the park and radio tower facility. In addition to downed electrical lines, several of the damaged utility poles were broken in half, with the upper portion still hanging precariously from remaining utility lines.

Upon discovery of these conditions, the area was barricaded as well as possible to protect the public from these dangerous conditions, but it is imperative from a public safety standpoint to be able to repair these downed electrical lines and utility poles as soon as possible. There is no effective way to secure this length of damaged electrical lines and utility poles with public access on all sides.

The radio tower facility provides communications for police, fire and emergency medical services along with service for the Westchester County Bee-Line Bus System. Currently the tower is operating on the emergency back-up generator, but should that fail no back-up would remain.

In addition to restoring electric service throughout the park and to the radio tower facility, it is imperative to complete this work as soon as possible in order to reduce the risk to park patrons and staff, and, to provide a safe environment to the public.

In accordance with the emergency contracting procedures utilized since April 8, 2002, the Department of Public Works and Transportation immediately prepared documents to solicit bids from responsible electrical contractors on the County's Emergency Contractor List and requested bids from four (4) contractors on that list. Two (2) contractors attended the site inspection and submitted bids. D&M Electrical Contracting, Inc., 90 South Central Avenue, Elmsford, New York 10523 submitted the low bid in the amount of \$38,774.00.

Funds for this project are available in the:

- Capital Budget
- Non-Recurring Budget
- Operating Budget
- Other (6N Insurance Account)

The objective of this contract is to effect those repairs that are necessary to re-energize the overhead primary electric service and to remove the imminent danger to park patrons, staff and the public.

The department will track scheduling and accomplishments by the contractor and perform on-site inspections to ensure the successful completion of this project.

Therefore, it is requested that your Honorable Board grant authorization for the Commissioner of Public Works and Transportation to enter into an emergency contract with D&M Electrical Contracting, Inc., 90 South Central Avenue, Elmsford, New York 10523 for a total cost not-to-exceed \$38,774.00.

Payment for this contract will be made from the 6N Insurance Account, not the County General Fund and will not impact the County tax levy.

This resolution has been reviewed by the Law Department.

JA

APPROVED BOARD OF ACQUISITION & CONTRACTS 06/15/2011 - JOMARY VIEIRA, SECRETARY

# RESOLUTION

**CONTRACT NO. 11-535**

Upon communication from the Commissioner of Public Works and Transportation,

**WHEREAS**, an emergency condition developed involving severe storm related damage to the overhead primary electric service at Dunwoodie Golf Course; and

**WHEREAS**, in accordance with the emergency contracting procedures utilized since April 8, 2002, the Department of Public Works and Transportation immediately prepared documents to solicit bids from responsible electrical contractors on the County's Emergency Contractor List and requested bids from four (4) contractors on that list. Two (2) contractors attended the site inspection and submitted bids; now, therefore, be it

**RESOLVED**, that Contract No. 11-535 for Emergency Repairs of Overhead Primary System, Dunwoodie Golf Course, Yonkers, New York be and is hereby awarded to the low bidder, D&M Electrical Contracting, Inc., 90 South Central Avenue, Elmsford, New York 10523 in the amount of \$38,774.00; and be it further

**RESOLVED**, that the retention of 10 percent of all contractor payments by the County instead of the normal 5 percent retention shall be deemed adequate and sufficient security for the full and faithful performance of this work in lieu of a performance bond; and be it further

**RESOLVED**, that the County Executive or his authorized designee is hereby authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes hereof.

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	615	59	0691-3560	4280-10		\$ 38,774.00

**Budget Funding Year(s)** 2011      **Start Date:** June 17, 2011      **End Date:** August 16, 2011  
(must match resolution)

<b>Funding Source:</b>	<b>Tax Dollars</b> _____  <b>State Aid</b> _____  <u>\$38,774.00</u> <small>(must match resolution)</small>  <b>Federal Aid</b> _____  <b>Other</b> <u>100% 6N Insurance Account</u>	<b>Contractor Federal I.D. No./</b> <b>Social Security No.:</b> _____   <b>Vendor No.:</b> _____  <b>Encumbrance No.:</b> _____
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