

19251

TO: Board of Acquisition and Contract

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

DATE: May 18, 2011

SUBJECT: Emergency Resolution to Award Contract No. **11-531**
Emergency Replacement of Overhead Primary System
Mountain Lakes Park
Town of North Salem, New York
Contractor: D&M Electrical Contracting, Inc.
Amount: \$296,921.00

On May 12, 2011 Commissioner Kathleen O'Connor notified your Honorable Board of an emergency situation involving damage to the overhead primary electric service at Mountain Lakes Park.

Due to a sudden deterioration of the insulation that separates the 3-phase electrical service, an electrical fire broke out in two (2) separate locations on the overhead primary electric lines, causing extensive damage on Saturday, May 7, 2011. For reasons of health and safety, power was immediately shut off to the affected areas of the park.

It is imperative to complete this emergency work immediately in order to restore electric service throughout the park.

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 general contractors on the County's Emergency Contractor List and requested bids from four (04) contractors on that list. Two (02) 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 \$296,921.00.

Funds for this project are available in the:

- Capital Budget
 Non-Recurring Budget
 Operating Budget

The objective of this contract is to affect those repairs that are necessary to re-energize the overhead primary electric service prior to the scheduled summer camps at Mountain Lakes Park as described in the memorandum filed with your Honorable Board on May 12, 2011.

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 \$296,921.00.

This resolution is subject to adoption of the Bond Act by the Board of Legislators.

This resolution has been reviewed by the Law Department.

JA/

APPROVED BOARD OF ACQUISITION & CONTRACTS - 05/19/2011 - JOHANNY VEIRA, SECRETARY

RESOLUTION

CONTRACT NO. 11-531

Upon communication from the Commissioner of Public Works and Transportation,

WHEREAS, an emergency condition developed involving damage to the overhead primary electric service at Mountain Lakes Park; now, therefore, be it

RESOLVED, that Contract No. 11-531 for Emergency Replacement of Overhead Primary System, Mountain Lakes Park, Town of North Salem, 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 \$296,921.00; 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 this resolution is subject to adoption of the Bond Act by the Board of Legislators and the contract shall provide that payment is contingent on adoption of such Bond Act; 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
	372	42	RML0101S	6210-99		\$ 296,921.00

Budget Funding Year(s) 2011 **Start Date:** May 20, 2011 **End Date:** May 19, 2012
(must match resolution)

Funding Source: **Tax Dollars** 100% County

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

State Aid _____

\$296,921.00 **Federal Aid** _____
(must match resolution)

Vendor No.: _____

Other _____

Encumbrance No.: _____