

79716

**TO:** Board of Acquisition and Contract

**FROM:** Hugh J. Greechan, Jr., P.E.  
Commissioner of Public Works and Transportation

**DATE:** September 24, 2020

**SUBJECT:** Authority to enter into an agreement with WRF Designs LLC, 258 West Main Street, Plainville, CT 06062 for Agreement No. 20-927 for Restoration and Repair Services of the Historic Derby Racer, Playland Park, Rye, New York

Authority is hereby requested for the County of Westchester ("County") to enter into an agreement with WRF Designs LLC, 258 West Main Street, Plainville, CT 06062 ("WRF"), for Agreement No. 20-927, Restoration and Repair Services of the Historic Derby Racer, Playland Park, Rye, New York for a term commencing on October 15, 2020 and terminating on April 30, 2022 for an amount not to exceed \$398,000.00.

As your Honorable Board is aware the Derby Racer ride pavilion at Playland Park is currently undergoing a historic rehabilitation through a Westchester County Construction Contract (Contract Number 19-501). Restoration of the Derby Racer horses could not be included in the construction contract because of the specialized type of restoration required.

The County now requires the services of an amusement ride restoration firm to restore the Derby Racer horses. WRF, which performed the last restoration on the Derby Racer Horses in the 1990s, is uniquely qualified to perform these services.

Pursuant to the terms of the contract, WRF will perform restoration including removal of all of the existing paint from each piece, fix joints and replace pieces of wood, secure each piece before repainting to original color specifications of the 56 original horses.

Authority to exempt this Agreement from the requirements of the Westchester County Procurement Policy and Procedures pursuant to Section 3(a)xxi thereof, has been granted by your Honorable Board in accordance with a separate resolution of even date herewith.

This Agreement will serve a public purpose by returning to service a legendary amusement ride at Playland Park for the enjoyment of all park patrons.

An appropriate resolution is herewith attached for your Honorable Board's consideration.

# RESOLUTION

Upon communication from the Commissioner of Public Works and Transportation, be it

**RESOLVED**, that the County of Westchester (“County”) is hereby authorized to enter into an agreement with WRF Designs LLC, 258 West Main Street, Plainville, CT 06062 (“WRF”), for Agreement No. 20-927 for Restoration and Repair Services of the Historic Derby Racer, Playland Park, Rye, New York, for a term commencing on October 15, 2020 and terminating on October 30, 2022 for an amount not to exceed \$398,000.00, payable pursuant to an approved budget (the “Agreement”); and be it further

**RESOLVED**, that this Agreement is subject to County appropriations; and be it further

**RESOLVED**, that this Agreement is also subject to further financial analysis of the impact of any New York State Budget (the “State Budget”) proposed and adopted during the term of this Agreement. The County shall retain the right, upon the occurrence of any release by the Governor of a proposed State Budget and/or the adoption of a State Budget or any amendments thereto, and for a reasonable period of time after such release(s) or adoption(s), to conduct an analysis of the impacts of any such State Budget on County finances. After such analysis, the County shall retain the right to either terminate this Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Contractor, then the Contractor shall have the right to terminate this Agreement upon reasonable prior written notice; and be it further

**RESOLVED**, that the County Executive or his duly authorized designee is hereby authorized to take such action and execute such documents as may be necessary and proper to effect the purposes hereof.

Agreement No. 20-927

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Bond Act No.	Dollars
	372	42	RP00603C	6210	BA #127-2019	\$380,000.00
	165	42	5520	4380	N/A	\$ 18,000.00

**Budget Funding Year(s)** 2020      **Start Date:** October 15, 2020      **End Date:** April 30, 2022  
 (must match resolution)

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

**State Aid** \_\_\_\_\_

**\$398,000.00** \_\_\_\_\_ **Federal Aid** \_\_\_\_\_  
 (must match resolution)

**Other** \_\_\_\_\_