

Memorandum **Department of Public Works**

TO: Board of Acquisition and Contract

FROM: John J. Hsu, P.E.

Acting Commissioner of Public Works

DATE: March 31, 2010

SUBJECT: Emergency Resolution to Award Contract No. <u>10-210</u>

Emergency Pier and Boardwalk Repairs

Playland Park Rye, New York

Contractor: Arben Group LLC

Amount: \$184,890.00

Subcontractor(s): RLJ Electric Corp.

On March 15, 2010 Commissioner Joseph A. Stout notified your Honorable Board of an emergency situation involving the Main Pier and North Boardwalk at Playland Park.

The Main Pier's decking, railings and substructure were damaged as a result of excessive surf and wind gusts in excess of 70 miles per hour. In addition to the Main Pier, large areas of decking were also damaged on the North Boardwalk. A full inspection conducted by the Public Works' Structural Division indicated that if necessary structural repairs are not immediately made to both the Main Pier and North Boardwalk, it is likely to lead to further compromise of the structures, putting public property and life, health and safety of Playland personnel in jeopardy.

It is imperative to complete this emergency work as soon as possible in order to maintain the structural stability and safety of the Maio Pier and North Boardwalk.

In accordance with the emergency contracting procedures utilized since April 8, 2002, the Department of Public Works immediately prepared documents to solicit bids from responsible general contractors on the County's Emergency Contractor List and requested bids from three (3) contractors on that list. Three (3) contractors attended the site inspection and submitted bids (bid sheet attached). Arben Group LLC, 175 Marble Avenue, Pleasantville, New York 10570 submitted the low bid in the amount of \$184,890.00.

In addition, Arben Group LLC has proposed the utilization of the following subcontractor: RLJ Electrical Corp. (Electric Work), 860 Washington Street, Peekskill, New York 10566.

Funds for this project are available in the:
Capital Budget
Non-Recurring Budget
Operating Budget
X Other (6N Insurance Account)

The objective of this contract is to effect those repairs that are necessary to alleviate the imminent danger to this public building and the property therein and to the life, health, safety or property of the County's inhabitants as described in the memorandum filed with your Honorable Board on March 18, 2010.

If this resolution is not approved and the necessary structural and safety repairs are not immediately made to the Main Pier and North Boardwalk, further compromise of these facilities could lead to continued structural failure, putting public property and life, health and safety of Playland personnel in jeopardy.

The department will utilize Primavera Software Management tools to track Scheduling and accomplishments by the contractor and perform on-site inspections to ensure the successful completion of this project.

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And Ado Donard Therefore, it is requested that your Honorable Board grant authorization for the County to enter into an emergency contract with Arben Group LLC, 175 Marble Avenue, Pleasantville, New York 10570 for a total cost not-to-exceed \$184,890.00.

This resolution has been reviewed by the Law Department.

JA

RESOLUTION

CONTRACT NO. 10-210

Upon communication from the Acting Commissioner of Public Works,

WHEREAS, an emergency condition exists at the Main Pier and North Boardwalk at Playland Park involving damage to the pier's and boardwalk's decking, railings and substructure; now, therefore, be it

RESOLVED, that Contract No. 10-210 for Emergency Pier and Boardwalk Repairs, Playland Park, Rye, New York be and is hereby awarded to the low bidder, Arben Group LLC 175 Marble Avenue, Pleasantville, New York 10570 in the amount of \$184,890.00; and be it further

RESOLVED, that the use of the following subcontractor also be approved: RLJ Electrical Corp. (Electric Work), 860 Washington Street, Peekskill, New York 10566; 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.

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Account to be			Major Program, Program	Object/	Trust	
Charged/Credited	Fund	Dept.	& Phase Or Unit	Sub Object	Account	Dollars
	615	59	0690/3460	4280/10		\$ 184,890.00
	K.					

Budget Funding Year(s) 2010 Start Date: April 2, 2010 End Date: May 1, 2011 (must match resolution)

Funding Source:

Tax Dollars

Contractor Federal I.D. No./
Social Security No.: 01-0722131

State Aid

Vendor No.:

Other 100% 6N Insurance Account

Encumbrance No.: