

**SPECIAL MEETING OF THE NORTH HORNELL VILLAGE BOARD
SEPTEMBER 23, 2013 5:00 PM**

ATTENDANCE: Mayor: John Falci
Trustees: Glenn Thomas, Frank Libordi, Peter DiRaimondo
William Coleman- absent
Clerk: Kristene Libordi
DPW Supervisor: Gregory Zdanowski
Joe Rose – RB/Development of Hornell
John Lusk – JHL Tech

Mayor Falci opened the Meeting at 5:00 PM.

The meeting was called to discuss the recent contracts for the DPW building renovation. There are questions regarding prevailing wage with the 5 contracts that were awarded at the September 9th regular board meeting. The board was advised by attorney Eric Shults that these contracts should have included prevailing wage. All public works projects should be bid at prevailing wage. The Mayor will contact Attorney Shults to see if the project has to be put out for bid again. The board was disappointed that the architect did not advertise the contracts at prevailing wage.

Joe Rose from RB/Development who was awarded three of the contracts was asked by the board what the difference would be with prevailing wage. Mr. Rose first stated that his understanding is that any job over \$2500 has to be paid prevailing wage. At the pre-bid meeting, it was stated by Mr. Castle, the architect, that it was a non prevailing wage job and if the bids came over a certain dollar amount, then the work scope would be decreased.

Mr. Rose bid the three contracts at a total of \$67,807.30 which was materials plus \$20 per man hours with 48% mark up to cover workman's comp, FICA, UEI and liability bringing the cost to \$30 per hour and an additional 12% mark up for contractor overhead. This is about \$43,000 with the rest of the amount for materials and markup which equal the \$67,807.30.

Today, Mr. Rose stated that he believes prevailing wage to be \$40.95 per hour. If you add the 48% mark up and the 12% this would increase the cost of the job by an additional \$39,504.

Architect John Lusk was asked by the board if he will check with the State regarding a rebid of the contracts. Trustee Thomas asked if this was going to change Mr. Lusk's price. Mr. Lusk said it would. It was Mr. Lusk's impression that the Village was going to do most of the work on the project and that was the reason for no prevailing wage being advertised.

Mayor Falci asked if Quentin Castle would have known that it should have been prevailing wage since it is a public works contract. Mr. Lusk stated that if the work was to be done by the Village without any of it going out to bid, it would have not have been prevailing wage. That is what his company thought from the beginning. He also stated that they did ask the question (was the job prevailing wage) and it was thought that if it was under \$20,000 it would not be necessary. The issue came up again when Mr. Rose questioned it and that is what has brought us here today. He stated that when they take a job, it has already been determined from the funding source that the job is prevailing wage. His company does not determine that. It is the client who determines that in advance.

Mr. Lusk will contact the State to determine if the job has to be rebid. .

Mr. Lusk stated that he will not charge the full rate for any additional work to be done.

The board will have a meeting as soon as the Mayor hears from Mr. Lusk.

The Meeting was adjourned on a motion from Mayor Falci, seconded by Trustee DiRaimondo and carried.

Mayor Falci	Aye		
Trustee Thomas	Aye	Trustee DiRaimondo	Aye
Trustee Libordi	Aye	Trustee Coleman	Absent

Respectfully submitted,

Kristene Libordi
Village Clerk