



BARNSTABLE COUNTY

OFFICE OF COUNTY ADMINISTRATOR
SUPERIOR COURTHOUSE
3195 MAIN STREET
P.O. BOX 427
BARNSTABLE, MASSACHUSETTS 02630

Jack T. Yunits, Jr.
County Administrator
Cell: (508) 510-1127
Office: (508) 375-6771
Fax: (508) 362-4136
Jack.yunits@barnstablecounty.org

Carol Gladstone, Commissioner
Division of Capital Asset Management
One Ashburton Place, 15th Floor
Boston, MA 02108
Attn: Office of General Counsel

Emergency Waiver of the Public bidding
laws under MGL c 149 sec. 44A (4) &

44B (6) is hereby granted on this
25th day of July, 2017

Freyja S. Bernstein
Freyja S. Bernstein, Esq.

Deputy General Counsel

Emergency Waiver No. 2975

July 24, 2017

Dear Ms. Gladstone,

Barnstable County respectfully requests a waiver to the bid and advertising requirements of Chapter 149 for the resolution of a situation that occurred here at the County on July 7, 2017.

Due to unusually heavy rains that occurred on the afternoon of that day, three buildings located on the County Campus at 3195 Main St., Barnstable Village, which include not just County Offices, but the Superior and Probate Courts and the Registry of Deeds were flooded and sustained heavy damage, including permanently disabling the electrical system to the Superior Court House building on campus. In order to preserve data in the Court's computer and protect other required functions, the County Facilities Director immediately contacted several electrical contracting companies and found only one contractor who was able to respond in a timely fashion and they did arrive almost immediately and began an extensive remediation to temporarily restore the electrical service. He assisted the County in securing, leasing and connecting a generator which would allow the County offices and Courts to maintain services. The County has a critical responsibility at all times to utilize its best efforts to insure the Commonwealths Courts can function without interruption.

The Facilities Director has been working with NStar and Eversource for the past two weeks to determine the cause of the electric malfunction and has just received approval of the County's plans to allow us to hire a contractor and move forward to return electric service to the County Complex.

The estimated cost for the work required to resolve the situation will exceed \$40,000. The lease of the generators and the proximate operational cost coupled with the cost of diesel fuel to operate the system compounded by the potential threat to public safety posed by having a temporary unsecured generator and appended electrical wires on public property is placing a non-sustainable burden on the County while creating a potential safety risk.

We request that the advertising requirements and quote process be waived so that we can get the County and Court buildings back on electrical service. If we were to follow the current quote process, we would not be able to get a quote until August 16th. In the meantime, we are in violation of the zoning laws in the

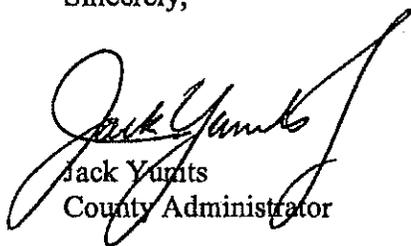
Town of Barnstable, which only allow the use of a generator for a maximum of 14 days. Furthermore, the existing emergency plans to reconnect the Courthouse to the grid having now been approved the utility cannot be modified without commencing the process again to seek a new approval.

We understand that the contractor would be required to post the appropriate bonds and follow the prevailing wage requirements, but time is of the essence.

Enclosed with this letter is the price quote from Jarod O'Neil, Island Lighting and Power Systems for the work to be completed.

I can be reached at (508) 375-6771, if you have any further questions. Thank you for your time.

Sincerely,



Jack Yurits
County Administrator

Enclosure

P.O. Box 427
Barnstable, MA 02630
Office (508) 375-6603
Cell (508) 328-8958
stebo@barnstablecounty.org

Begin forwarded message:

From: Jarrod O'Neil <jarrod@ilpsystems.com>
Date: July 21, 2017 at 2:42:25 PM EDT
To: Steven Tebo <stebo@barnstablecounty.org>
Subject: RE: work order Barnstable Court House

Steve,

Our budget for the emergency repair at the courthouse is \$40,000.00 - \$45,000.00 and includes the following:

- Sawcut, excavate, backfill and patch trench from existing manhole to new riser pole
- Furnish and Install (4") PVC Conduit in trench with concrete backfill
- Furnish and Install steel 90-degree (LR) sweep at base of new riser and 10' Steel conduit riser
- Install new MV Cable in new and existing duct bank (Approx. 550CF)
- Leave coil of MV cable at riser for utility connection
- Terminate customer owned primaries in existing 5KV transformer adjacent to building
- Furnish and Install racking in all existing manholes to properly support cable
- Remove and dispose of existing damaged MV cable in duct bank
- Perform Hi-Pot Test and provide reporting for utility

Note:

- All equipment owned and operated by ILP
- Area has been pre-marked for dig safe

Thanks,

Jarrold

Jarrold O'Neil
Island Lighting & Power Systems, Inc.
508.954.0260

From: Steven Tebo [<mailto:stebo@barnstablecounty.org>]
Sent: Wednesday, July 19, 2017 4:23 PM
To: Jarrod O'Neil <jarrod@ilpsystems.com>
Cc: Ken McMullen <kmcmullen@ilpsystems.com>; Anthony Gazzaniga <agazzaniga@ilpsystems.com>; Jim Oneil <joneil@ilpsystems.com>; Le-Ann Carley <office@ilpsystems.com>
Subject: Re: work order Barnstable Court House