

May 23, 2014

The Town Board of the Town of Clayton held a Special meeting in the Town Board Room, located at 405 Riverside Drive, Clayton, NY with the following persons in attendance:

Justin A. Taylor
Robert W. Cantwell III
Kathy LaClair

Mary Zovistoski
Christopher D. Matthews

Lance Peterson
Robert D. Boulton

Tim Purcell, CBMT
William Billings, CBMT

Augusta Withington, SLE/FC
David S. Marotta, CBMT

Joe Russell, Atty.
Michael J. Geiss

Supervisor Taylor opened the Special meeting at 7:30 AM to discuss Chippewa Bay and the lack of receipt of stamped plans, calculations and bonding documents in regard to the floating docks.

Background material: the bid for the docks was awarded to Chippewa Bay Marine as per the 3/10 bid opening and award letter sent on 3/25. An extension followed for another month. The principals of CBMT met with the Town and Town Engineer on May 9th and again extended the receipt date to 5/12. When all the documentation was not provided on 5/12 as CBMT indicated it would, the Town Board declared and notified Chippewa Bay Marine that they were non-responsive per the bidding specs on May 14th.

This meeting today has all the players in attendance. The Town Board is willing to reassess their actions. The goal is for the Contractor to produce the Bonding, signed contracts, and design drawings, structural calculations and related documents according to the specs.

Chippewa Bay Marine was asked if they can meet this deadline and they responded that they can.

Discussion continued as to what is expected for the entire timeline, which also includes change orders and the six (6) scheduled payments during construction.

After Chippewa Bay Marine had been sent a non-responsive letter, the back- up bidder was notified and assured the Town that they could provide the materials per the specs. Gator Docks has been notified by phone that their services will be put on hold.

Atty. Russell stated that the Town Board should, if they agree, rescind their letter of non-response and Atty. Russell will provide the document before the Town Board meeting next week.

Chippewa Bay Marine stated that they are all set and ready to go, have the shop space available, hired additional people and will be completed by the end of August.

Atty. Russell acknowledged that the contract was in the bid specs and the only modifications are what were agreed to on 5/9.

Chippewa Bay Marine needs to produce the Bonding, signed contracts, stamped, signed design drawings, structural calculations and related documents within the timeframe which is by Tuesday, May 27th at 4:00 PM to the Town Offices. If all documents are not received by 4 PM on Tuesday, Chippewa Bay agrees to walk away without malice and no threat of legal action.

The Town Board authorizes the Supervisor to make the payments when they're due.
Meeting adjourned at 8:07 AM.

Kathleen E. LaClair, Town Clerk