DiNapoli: Towns Can Better Monitor Asphalt Projects

Towns throughout New York may have tracked the accuracy of asphalt pricing for local roadway projects but they need to do a better job of ensuring that paving materials match project specifications, according to an audit of ten towns across the state released by New York State Comptroller Thomas P. DiNapoli.

(Continued on next page)
“Towns spend tens of millions of dollars to build and maintain roads in our communities,” DiNapoli said. “Town officials need to put safeguards in place to ensure public funds are being used prudently. This includes verifying that project costs are accurate and supported, and that both the quantity and the quality of materials are consistent with bid specifications. Overall, the towns in our audit were managing road projects well but some improvements are needed.”

LICA thanks the “Sheriff”

“We thank the Comptroller for his response to our industry’s request for an audit of local municipal controls regarding the manufacture, delivery and installation of asphalt,” stated Long Island Contractors’ Association’s (LICA’s) Executive Director Marc Herbst. “We believe our industry performs better and ensures the public trust by welcoming greater scrutiny of itself. We also believe greater standardization and uniformity of practices and procedures will create both taxpayer savings and a more level playing field thereby improving industry competitiveness. The Comptroller’s report paves the way towards that goal.”

DiNapoli’s auditors examined the towns of Brookhaven, East Hampton, Guilderland, Islip, Pittsford, Salina, Shelter Island, Southold, Thompson and Union. Auditors selected a sample of 26 asphalt paving projects and found each municipality had implemented adequate controls to ensure that they received the correct amount of hot mix asphalt (HMA) at the contract price.

While each town had procedures to verify the price and quantity of the HMA received, only Brookhaven and Islip obtained the job mix formula and daily batch reports as part of their routine monitoring. Officials in the remaining eight towns said they believed that their knowledge of the asphalt vendor, the presence of a town official at the job site and other current monitoring procedures were sufficient to ensure vendors delivered the right product for the road asphalt projects.

Core samples tested

The audit also examined the use of core sample testing to assess whether the composition of HMA matched contract specifications. These tests are considered an effective method for monitoring not only the type, composition and quality of the HMA material used, but also its depth and compaction on the road surface. Four of the towns reviewed did not include core sample testing provisions in their contracts. Of the six towns that included provisions for core sampling, only Brookhaven and Islip actually exercised the provision and required sampling.

In addition, eight of the towns reviewed certified payrolls, as required by law, to ensure that contractors’ employees on town projects were paid wage rates consistent with prevailing wage rates for their classification of employment.

DiNapoli recommends town officials:

- Obtain the job mix formula and the daily batch reports from the asphalt vendor to help ensure that the HMA received is what the town contractually agreed to purchase;
- Revise contract bid specifications to include an option for obtaining core samples so they can be assured HMA products they receive match the contract specifications;
- Exercise the option to obtain core samples to ensure that the HMA product matches the contract specifications; and
- Obtain and review certified project payrolls as required by law.

The towns collectively agreed with the audit’s findings and recommendations and plan to implement corrective action. Their responses are included in the final report.

For a copy of the report click here.

For copies of letters sent to individual towns click here.
The tanks that rolled up to a news conference to announce the coming of a new World War II armor museum at Old Bethpage Village Restoration this week didn’t get there by themselves. They had help from LICA member Pratt Brothers, Inc.

The classic Sherman tank weighs 33 tons and if it is ever allowed on local roads it would mean we have been invaded. So Pratt Brothers offered to move that iconic weapon to the news conference along with three other period vehicles that needed assistance. The effect was dramatic as an armor convoy manned by GI living historians rolled up behind Nassau County Executive Ed Mangano as he announced that a new chapter in American history will be created at the county park.

Generous Golf Supporters Make LICA’s 2013 Golf Outing a Major Success!

You couldn’t have asked for better networking weather.

Blue skies, a challenging round of golf, glib remarks, fun skills and a delicious dinner made the LICA 2013 Golf Outing yet again another major success! LICA would like to thank all who contributed to the day.

“As in the past, we commend our members and industry supporters who came through to support the Long Island Contractors’ Association. LICA’s golf outing. It is the only fundraising event this non-profit trade association holds each year and proceeds are essential in providing the financial resources that support the industry’s most effective advocate. Thank you,” stated LICA Chairman James Pratt, III of Pratt Brothers, Inc.
And the Winner is...

LICA wasn’t the only big winner of the Outing. Congratulations to all the winners at LICA’s 2013 Annual Golf Outing! Below is the full list of prize winners:

**Huntington Country Club:**

1st Gross:
Eric Stone (76)

2nd Gross:
Todd Dios (78)

1st Net:
Mel Bonanno (69)

2nd Net:
Scott Shepherd (70)

Nearest to the Line:
Steve Del Vecchio

Closest to the Pin:
Mike Van Valen (2’5”)

Putting Contest:
Troy Caruso

Chipping Contest:
Rich Ringkamp

Door Prize Winners:
Set of Professional Golf Clubs:
- Bill Walsh of All County Equipment Rental
- Andrew Richards of Kaufman, Dolowich Voluck & Gonzo, LLP (KDVG)
- Steve Parides of Divad Concrete, Inc.
- Dan Stanton of Edward Ehrbar, Inc.

Wheelbarrow of Cheer:
Peter Biamonte of Elm Transit Mix

50/50 Raffle $4,110:
Billy Kourbage of Sweet Hollow Management

Big Thanks to Our Sponsors:
GOLF TEE SIGNS:
- 110 Sand Company
- AECOM
- Albrecht Viggiano Zureck & Co.
- Bancker Construction Corp.
- Bethpage Federal Credit Union
- BIMASCO
- Brer-Four Transportation Corp.
- Cameron Engineering & Associates, LLP

**Huntington Crescent Club:**

1st Gross:
Grant Hendricks

2nd Gross:
Charles Forte, Jr.

1st Net:
George Knips

2nd Net:
Fred Lopez

Straightest Drive:
Jim Pratt

Putting Contest:
Larry Ferrara

Chipping Contest:
Rich Ringkamp

Closet to the Pin:
Rich Ringkamp

Wheelbarrow of Cheer:
Peter Biamonte of Elm Transit Mix

50/50 Raffle $4,110:
Billy Kourbage of Sweet Hollow Management

LICA would like to thank all of our sponsors for their generous donations

(Continued on next page)
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Goldberg & Connolly Attorneys at Law
HASA Construction, LLC
Hinck Electrical Contractor, Inc.
H.O. Penn Machinery Company, Inc.
Independent Equipment Corp.
Intercounty Paving Associates
IUOE Local 138
JESCO, Inc.
Kings Park Industries
L.K. McLean Associates, PC
Local 338 RWDSU/UFCW
Long Island Federation of Labor
Northeast Regional Council of Carpenters
Oldcastle Precast
Penn Jersey Machinery
Peter Scalamandre & Sons
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Pratt Brothers, Inc.
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Safety Marking, Inc.
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Village Dock, Inc.
Village Dock, Inc.
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HUNTINGTON COUNTRY CLUB BREAKFAST SPONSOR:
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E.W. Howell Co., LLC
Grace Industries, LLC
Long Island Precast
Quintal Contracting Corp.

CIGARS:
PG Genatt Group, LLC

GOLF BALLS:
Hammer & Steel, Inc.
New York Paving
Ranco Sand & Stone Corporation

WHEELBARROW OF CHEER:
Edward Ehrbar, Inc.

LUNCH BOX COOLER:
Albrecht, Viggiano, Zureck & Co.

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All County Equipment Rental

GOLF TEES:
Goldberg & Connolly Attorneys at Law

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Gramercy Group Inc.
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Holzmacher, McLendon & Murrell, P.C. (H2M)
Johnson Electrical Construction Corp.
Penn Jersey Machinery
Ponderosa Fence
Rason Materials
Residential Fences Corp.
Roanoke Sand & Gravel Corporation
Rubenstein Associates
Scatt Materials, Inc.
Suffolk County Brake Services, Inc.
USI Insurance Services
The Ziskin Law Firm LLP
Castings Made in the United States Now Available From Roman Stone Corp.

US Foundry and Manufacturing Company has announced that castings made in the U.S.A. are now available from their stocking distributor and LICA member Roman Stone Corporation of Bay Shore.

US Foundry and Manufacturing Company will assist Roman Stone by stocking significant inventories of municipal and utility castings in their yard for pickup or shipment, to meet all of your sewer, drainage, water, electrical or communication needs.

Roman Stone Corporation, established in 1903, is a leading producer-supplier in the precast concrete and casting industry. Quality, American-made castings are now available at competitive prices through Roman Stone’s experienced and knowledgeable personnel, with the ability to provide timely customer service.

Please contact Layne Urbas, E.V.P. of Roman Stone Corporation at 631-667-0566, ext.15 or his assistant, Anna Faia at ext. 30. They will direct you to your sales representative. Roman Stone is conveniently located at 85 South 4th Street, Bay Shore, NY 11706.

US Foundry and Manufacturing Company, a family owned business since 1916, is a proud producer of American-made castings, supplying quality products throughout the United States. Headquartered in Medley, Florida, US Foundry is proud of their ISO 9001 certification and equally proud of their quality castings provided throughout the industry. Their dedicated sales and customer service representatives understand their key objectives of providing exceptional care to their distributors, thereby satisfying the needs of the end users.

Excavation Safety Seminar to be Held May 31st

LICA has partnered with LICA members E.W. Howell Co., LLC, Alliant Insurance Services, Inc. and Zurich Insurance to provide a half-day Excavation Safety Seminar on Friday, May 31st from 11:30 a.m. to 4:00 p.m. at the Media Center at 150 Motor Parkway in Hauppauge.

Lunch and opening introductions are set to begin at 11:30 a.m. with presentations to follow from representatives at Call Before You Dig and John Fabiani, Jr. of the law firm Fabiani, Cohen and Hall, LLP. Fabiani will lead a discussion on general construction safety liability.

The seminar’s featured guest speaker is Eric Giguere, author of The Buried Truth Undiscovered. Eric is an average guy who

(Continued on next page)
had the typical attitude toward safety: “Accidents happen, but not to me.” Until the one that nearly took his life. Now Eric’s mission in life is to make sure the arrogance he had toward safety doesn’t become yours. His message is simple and serious, “This can happen to you.”

Eric’s low-key, dynamic speaking ability captivates his audiences and proves to be a valuable tool for companies with a need for more safety awareness. His unique circumstances and the ability to relate to those around him drive home the need for safety in the workplace. A work-related accident changed his life, as well as his personal commitment to safety awareness.

This may be the seminar that saves a life. Click here for more information. Please send your response form to LICA’s Manager of Communications Michelle Giametta via fax at 631-231-4291 or by email at MGiametta@licanys.org.

LICA’s Annual Meeting & Dinner Set for June 13th

As required by LICA bylaws, this public notice is provided to inform you that the annual LICA meeting and dinner will be held on Thursday, June 13th from 5:30 to 8:30 p.m. at the Westbury Manor. Required business to be conducted that evening will be ratification of the election of board members for new terms of office.

Patrick Ahern, Paul Farino, James Haney, III and John Lizza are completing their three-year terms as members of the Board of Directors. They have all indicated their willingness to serve an additional three-year term.

According to the LICA bylaws, any general contractor, subcontractor or supplier member in good standing who agrees to accept the responsibility of a directorship may seek a position on the board. Therefore, if anyone, in addition to these four current board members, wishes to be considered for a board position, the bylaws call for such interest to be submitted in writing to the nominating committee before the next board of directors meeting.

Peter Scalamandre, as chairman of the nominating committee, will recommend two candidates for the positions immediately preceding the annual meeting. Following board action, the results will be presented before the membership at the annual meeting for ratification.

If you have any questions, please contact LICA Executive Director Marc Herbst at mherbst@licanys.org.

LICA to Honor Nassau DA Kathleen Rice at 2013 PAC Reception

It is critical for our industry to support the elected officials who have consistently advocated on behalf of Long Island’s infrastructure. Among those elected officials is Nassau County District Attorney Kathleen Rice who is being honored at LICA’s upcoming Infrastructure Advocacy Reception.

(Continued on next page)
In addition, LICA is asking its members to support infrastructure allies who, like Nassau County District Attorney Rice, insist on protecting the taxpayers’ biggest investment, our roads and bridges, when LICA’s reception is held on **Wednesday, June 26th from 12:00 to 2:00 p.m.** at Peppercorns Restaurant in Hicksville.

Elected in 2005, Rice made history as the first woman ever to be elected District Attorney on Long Island. Since taking office, she has defined what it means to be a modern prosecutor, proving that law enforcement officials can be both tough and smart on crime.

Rice continues to be an ally of the heavy construction trades, pledging to challenge those who ignore union work rules on construction jobs throughout Nassau County. Her innovative, tough and smart-on-crime initiatives have garnered the two-term District Attorney critical acclaim and national attention.

Demonstrating the importance of this elected official, LICA’s political action committee will be matching individual contributions to ensure that Nassau County DA Rice has the resources to have her message heard. The suggested contribution is $250 or $500 per guest. Please make checks payable to **Friends of Kathleen Rice**.

If you are interested in attending, please **click here** for LICA’s invitation. Please send your response form to LICA Comptroller & Office Administrator Sheryl Buro at sburo@licanys.org or by fax at 631-231-4291.

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*Click here to watch our video on the impact of Hurricane Sandy and contracting efforts to repair and restore damaged parts of Long Island.*

*(Bid Results on next page)*
<table>
<thead>
<tr>
<th>Bid Date</th>
<th>Project Name</th>
<th>Owner</th>
<th>Contractor</th>
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<td>Renov Athletic Field @ John F. Kennedy High School</td>
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<td>Parking Lot Asphalt Services</td>
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<td>Clinton Street Water Plant New Variable Frequency Drive</td>
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<td>Installation of Parking Lot Lights @ Tobay Beach</td>
<td>Town of Oyster Bay, Div Purchase &amp; Supply, Dept Gen Svcs</td>
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<td>Nassau Health Care Corp.</td>
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<td>Hurricane Sandy Repairs to Tiana Fac &amp; Pine Neck Marina</td>
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<td>Massapequa Water District</td>
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<td>2013 Requirements Work Along Various Roadways</td>
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<td>Pioneer Landscaping &amp; Asphalt Paving Inc.</td>
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