

61660

TO: Board of Acquisition and Contract

FROM: Hugh J. Greechan, Jr., P.E.
Commissioner of Public Works and Transportation

DATE: February 20, 2018

SUBJECT: Resolution to Award to the Lowest Responsive Bidder
Contract No. **14-530**
Pump Station Upgrades
North Yonkers Pump Station
Yonkers, New York
Contractor: ECCO III Enterprises, Inc.
Amount: \$8,868,000.00
Subcontractor(s): *Filingeri Electrical Contracting Corp.*
Vamco Sheet Metal, Inc.

On December 20, 2017, five (5) bids were received and opened for Contract No. 14-530 for Pump Station Upgrades, North Yonkers Pump Station, Yonkers, New York, whereby McNamee Construction Corp. submitted the apparent low bid in the amount of \$8,519,494.00.

A subsequent review of the bids by the Department of Public Works and Transportation (the "Department") determined that McNamee Construction Corp. was non-responsive to the bid specification for failing to submit with its bid a separate sealed list that names each subcontractor that the bidder will use to perform work on the contract in accordance with New York General Municipal Law Section 101(5).

Accordingly, the Department determined that the lowest responsive bidder is ECCO III Enterprises, Inc. and the County therefore wishes to award the contract to ECCO III Enterprises, Inc. in the amount of \$8,868,000.00. ECCO III Enterprises, Inc. has proposed the utilization of the following subcontractors: Filingeri Electrical Contracting Corp. (Electrical Work), 3510 Lexington Avenue, Mohegan Lake, New York 10547; and Vamco Sheet Metal, Inc. (HVAC), 3090 Route 9, Cold Spring, New York 10516.

The lowest responsive bidder has been investigated and it has been found that ECCO III Enterprises, Inc.:

- Performed satisfactory work in the past for the County.
 Past experience has been investigated and found satisfactory.

Funds for this project are available in the:

- Capital Budget
 Non-Recurring Budget
 Operating Budget

The objective of this contract is to upgrade various components of the North Yonkers Pump Station and provide flood mitigation measures at the site.

This contract is in the public's best interest in that it will protect equipment, provide improved operability and reliability, and will ensure that operations of the North Yonkers Pump Station are safe and environmentally compliant, thereby enhancing the health and general welfare of the residents of Westchester County.

This contract will serve an important public purpose by improving the safe and reliable functioning of the North Yonkers Pump Station which is vital to the transfer of wastewater to the Yonkers Joint Wastewater Treatment Plant.

The Department will track scheduling and accomplishments by the contractor and perform on-site inspections to ensure the successful completion of this project.

This resolution has been reviewed by the Department of Law.

I respectfully recommend the adoption of the attached resolution for the purpose of awarding Contract No. 14-530 to ECCO III Enterprises, Inc. in the amount of \$8,868,000.00.

HJG/LR/lac

RESOLUTION

CONTRACT NO. 14-530

Upon communication from the Commissioner of Public Works and Transportation,

WHEREAS, on December 20, 2017, five (5) bids were received and opened for Contract No. 14-530 for Pump Station Upgrades, North Yonkers Pump Station, Yonkers, New York; and

WHEREAS, the lowest responsive bidder, ECCO III Enterprises, Inc. complied with all of the bid specifications; now, therefore, be it

RESOLVED, that Contract No. 14-530 for Pump Station Upgrades, North Yonkers Pump Station, Yonkers, New York be and is hereby awarded to the lowest responsive bidder ECCO III Enterprises, Inc., 201 Saw Mill River Road, Yonkers, New York 10701, in the amount of \$8,868,000.00; and be it further

RESOLVED, that the use of the following subcontractors are approved: Filingeri Electrical Contracting Corp. (Electrical Work), 3510 Lexington Avenue, Mohegan Lake, New York 10547; and Vamco Sheet Metal, Inc. (HVAC), 3090 Route 9, Cold Spring, New York 10516; and be it further

RESOLVED, that this contract is subject to County appropriations; 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.

| Account to be Charged/Credited | Fund | Dept. | Major Program, Program & Phase Or Unit | Object/ Sub Object | Bond Act No. | Dollars |
|--------------------------------|------|-------|--|--------------------|--------------|----------------|
| | 322 | 60 | SPS0501C | 6210-99 | BA #143-2017 | \$7,950,000.00 |
| | 322 | 60 | SW00502C | 6210-99 | BA #164-2017 | \$ 918,000.00 |

Budget Funding Year(s): 2018
(must match resolution)

Start Date: March 29, 2018

End Date: March 28, 2021

Funding Source: **Tax Dollars** \$8,041,800.00 County

State Aid _____

\$8,868,000.00 **Federal Aid** \$ 826,200.00 FEMA

(must match resolution)

Other _____