

13116

July 20, 2010

MEMO TO: BOARD OF ACQUISITION AND CONTRACT

FROM: THOMAS J. LAURO, P.E.
COMMISSIONER

RE: AWARD RESOLUTION
CONTRACT NO. EF-1005
SEWER SYSTEM ON CALL CLEANING AND TELEVISIONING
WESTCHESTER COUNTY SEWER DISTRICTS
VARIOUS LOCATIONS THROUGHOUT
WESTCHESTER COUNTY, NEW YORK

CONTRACTOR: FRED A. COOK, JR. INC.
P.O. BOX 70
MONTROSE, NY 10548

AMOUNT: \$108,081.25

On June 30, 2010 three bids were received for Contract EF-1005, a contract for Sewer System On Call Cleaning and Televising for all Westchester County Sewer Districts. The contract is for the period August 1, 2010 to July 31, 2013, subject to appropriations. The Contract may be extended by mutual consent of the Contractor and the County of Westchester for one (1) additional three year term at the County's discretion with all prices, terms and conditions remaining the same as the original contract.

The goals and/or objectives of this contract are to have a prompt response to sewer system blockages and/or overflows which require an immediate correction on a 24/7 basis and the cleaning and televising of County sewer lines which is necessary to conform to current consent orders or prevent potential problems which cannot be handled with County equipment. This contract is deemed to fulfill a public purpose as the services provided under this Contract promote the public health and welfare of County residents by insuring proper operation of the County's Trunk Sewer System and the prevention and/or elimination of any sewage overflows. The response and work are monitored by representatives of the department throughout the emergency to make sure all applicable regulations, safety precautions and codes regarding the protection of persons and property are adhered to and that a cost-effective project is the end product.

The bids were reviewed by the Department and it was determined that Fred A. Cook, Jr., Inc. submitted the low bid in the amount of \$108,081.25.

The low bidder has been investigated and found that:

has 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

MNRR

Operating Budgets

It is recommended that Contract No. EF-1005 be awarded to the lowest responsible bidder, Fred A. Cook, Jr., Inc. in the amount of \$108,081.25, subject to appropriations.

A proposed form of Resolution is attached.

TJL/JKD/jkd
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 8-13-2010 DOMARY VIEIRA, SECRETARY

RESOLUTION

Upon communication from the Commissioner of the Department of Environmental Facilities, be it hereby

RESOLVED, that Contract No. EF-1005 for On Call Cleaning and Televising for Westchester County Sewer Districts for various locations throughout Westchester County is awarded to the lowest responsible bidder, Fred A. Cook, Jr., Inc., P.O. Box 70, Montrose, NY 10548, in the amount of \$108,081.25 for a term of three years commencing on August 1, 2010 and ending July 31, 2013, subject to the adoption of the Operating Budgets for years two and three; and be it further

RESOLVED, that this Agreement is subject to County appropriations; and be it further

RESOLVED, that this Agreement subject to further financial analysis of the impact of any New York State Budget (the "State Budget") proposed and adopted during the term of this Agreement. The County shall retain the right, upon the occurrence of any release by the Governor of a proposed State Budget and/or the adoption of a State Budget or any amendments thereto, and for a reasonable period of time after such release(s) or adoption(s), to conduct analysis, the County shall retain the right to either terminate this Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Contractor, then the Contractor shall have the right to terminate this Agreement upon reasonable prior written notice; 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

Year	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
2010	221	60	0110	4380		\$38,761.81
2011	221	60	0110	4380		\$26,833.33
2012	221	60	0110	4380		\$26,833.33
2013	221	60	0110	4380		\$15,652.78

Budget Funding Year(s) 2010- 2013, Start Date 8/01/2010 End Date 7/31/2013

(must match resolution)

Funding Source

Tax Dollars _____ 100% _____

State Aid _____

NTE \$108,081.25

Federal Aid _____

(must match resolution)

Other _____