

13697

TO: Board of Acquisition and Contract

FROM: John J. Hsu, P.E.
Commissioner of Public Works

DATE: August 24, 2010

SUBJECT: Resolution to Award to the Sole Bidder
Contract No. 10-221
County Wide Maintenance and Repair of Traffic Signals and Other Special Devices
Various Locations
Westchester County, New York
Contractor: Verde Electric Maintenance Corp.
Amount: \$563,407.50

On July 28, 2010, one (01) bid was received and opened for Contract No. 10-221 for County Wide Maintenance and Repair of Traffic Signals and Other Special Devices, Various Locations, Westchester County, New York.

Only one (01) contractor submitted a bid because the project required specialty work that this Department determined to be necessary to insure the health, safety and welfare of residents who travel on County roadways. The Department has canvassed potential bidders and there are a limited number of contractors who are both certified and equipped to perform this type of specialty work. This project was advertised on the Hudson Valley Municipal Purchasing Group ("HVM") website, in addition to the Journal News (Southern Edition), and was viewed by thirteen (13) entities on the HVM website. In addition, e-mails were sent to those thirteen (13) entities and to an additional twelve (12) suppliers and contractors. This contract is crucial to maintain continuous operation of traffic control systems at various locations on County roadways.

The bids were reviewed by the Department and it was determined that Verde Electric Maintenance Corp. submitted the sole bid in the amount of \$563,407.50.

The sole bidder has been investigated and it has been found that Verde Electric Maintenance Corp.:

- 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 maintain traffic signal equipment and to improve safety conditions along County roads.

This contract is in the public's best interest because it will promote the health and safety of the general public by ensuring that the County's roads meet current codes and standards, thus addressing the County Executive's priority area: Safety and Security (SS). There are no energy or environmental components associated with this project.

As expenditures are made pursuant to this authorization, detailed records will be kept in the County's on-line financial system. These records will be easily accessible by Finance, Budget and department staff and will be reviewed regularly to ensure that funds are used appropriately.

It is my recommendation that Contract No. 10-221 be awarded to Verde Electric Maintenance Corp. in the amount of \$563,407.50, subject to appropriations.

This resolution has been reviewed by the Law Department.

JA/

APPROVED BOARD OF ACQUISITION & CONTRACT - 9-10-2010 - JOMAR VIEIRA, SECRETARY

RESOLUTION

CONTRACT NO. 10-221

Upon communication from the Commissioner of Public Works, be it

RESOLVED, that Contract No. 10-221 for County Wide Maintenance and Repair of Traffic Signals and Other Special Devices, Various Locations, Westchester County, New York be and is hereby awarded to the sole bidder, Verde Electric Maintenance Corp., 89 Edison Avenue, Mount Vernon, New York 10550, in the amount of \$563,407.50; and be it further

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

RESOLVED, that this Agreement is also 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 an analysis of the impacts of any such State Budget on County finances. After such 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	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	101	46	6330	4380		\$187,802.50 (2011)
	101	46	6330	4380		\$187,802.50 (2012)
	101	46	6330	4380		\$187,802.50 (2013)

Budget Funding Year(s) 2011-2013 **Start Date:** January 1, 2011 **End Date:** December 31, 2013
(must match resolution)

Funding Source: **Tax Dollars** 100% County

Contractor Federal I.D. No./
Social Security No.: 13-4009669

State Aid _____

\$563,407.50
(must match resolution) **Federal Aid** _____

Vendor No.: _____

Other _____

Encumbrance No.: _____