

15489

TO: Board of Acquisition and Contract

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

DATE: November 19, 2010

SUBJECT: Resolution to Award to the Low Bidder
Contract No. 10-232
Kitchen Floor Replacement
New Jail
Norwood E. Jackson Correctional Center
Valhalla Campus
Valhalla, New York
Contractor: PSH Corp. d/b/a John Herbert Company
Amount: \$59,800.00

On November 10, 2010, two (02) bids were received and opened for Contract No. 10-232 for Kitchen Floor Replacement, New Jail, Norwood E. Jackson Correctional Center, Valhalla Campus, Valhalla, New York.

Only two (02) contractors submitted bids because the project requires special experience along with manufacturers' certifications to install the specified floor coating system. The Department has canvassed potential bidders and there are a limited number of contractors that are certified 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 20 entities on the HVM website. In addition, e-mails were sent to those 20 entities and to an additional 77 suppliers and contractors. This contract is crucial to maintain the Department of Correction's kitchen operations.

The bids were reviewed by the Department and it was determined that PSH Corp. d/b/a John Herbert Company submitted the low bid in the amount of \$59,800.00.

The low bidder has been investigated and it has been found that PSH Corp. d/b/a John Herbert Company:

- 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 the water tightness of the kitchen floor.

This contract is in the public's best interest because it will promote the health and safety of the general public by providing an efficient work environment in addition to maintaining sanitary conditions.

This project will provide an environmental benefit by utilizing a low Volatile Organic Compound (VOC) coating system, thus addressing the County Executive's priority area: Health and the Environment (HE).

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

It is my recommendation that Contract No. 10-232 be awarded to PSH Corp. d/b/a John Herbert Company in the amount of \$59,800.00, subject to appropriations.

This resolution has been reviewed by the Law Department.

JA/

APPROVED BOARD OF ACQUISITION & CONTRACT - 12-9-2010 - JOMARY VEIRA, SECRETARY

RESOLUTION

CONTRACT NO. 10-232

Upon communication from the Commissioner of Public Works, be it

RESOLVED, that Contract No. 10-232 for Kitchen Floor Replacement, New Jail, Norwood E. Jackson Correctional Center, Valhalla Campus, Valhalla, New York be and is hereby awarded to the low bidder, PSH Corp. d/b/a John Herbert Company, 142 Route 17K, Newburgh, New York 12550, in the amount of \$59,800.00; 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	35	1000-3000	4200		\$32,000.00
	101	46	3400	4200		\$27,800.00

Budget Funding Year(s) 2010 **Start Date:** December 23, 2010 **End Date:** December 31, 2011
(must match resolution)

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

Contractor Federal I.D. No./
Social Security No.: _____

State Aid _____

\$59,800.00
(must match resolution)

Federal Aid _____

Vendor No.: _____

Other _____

Encumbrance No.: _____