

19156

TO: Board of Acquisition and Contract

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

DATE: May 10, 2011

SUBJECT: Resolution to Reject Bids and Re-Advertise
Contract No. **09-504**
Rehabilitation of Bathhouse – Phase II
Tibbetts Brook Park
Yonkers, New York

On May 4, 2011, five (05) bids were received and opened for Contract No. 09-504 for Rehabilitation of Bathhouse – Phase II, Tibbetts Brook Park, Yonkers, New York.

All bids exceeded the amount budgeted for this project. The department is reviewing the contract documents to reduce the overall scope of work in order to reduce costs.

Therefore, it is requested that all bids be rejected and re-advertised as Contract No. 09-504-Rev.

In accordance with Local Law No. 1-1998, the Department of Public Works and Transportation has evaluated the needs of this project and determined that a Project Labor Agreement (PLA) will benefit and enhance the interests of the County in the timely and efficient completion of the project. The Contractor to whom this contract is awarded will be required to execute a PLA.

The objective of this contract is to complete the planned renovations at the bathhouse.

This contract is in the public's best interest because it will promote the health and safety of the general public by providing locker room facilities that meet current State and Health Department codes and standards, thus addressing the County Executive's priority area: Health and the Environment (HE).

The project will provide an environmental benefit by the use of low-flow plumbing fixtures.

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 Law Department.

RESOLUTION

CONTRACT NO. 09-504

Upon communication from the Commissioner of Public Works and Transportation,

WHEREAS, on May 4, 2011, five (05) bids were received and opened for Contract No. 09-504 for Rehabilitation of Bathhouse – Phase II, Tibbetts Brook Park, Yonkers, New York; and

WHEREAS, it has been determined that all bids exceeded the amount budgeted for this project, and therefore, the Department of Public Works and Transportation is reviewing the contract documents to reduce the overall scope of work in order to reduce costs; and

WHEREAS, it is hereby requested that all bids received for Contract No. 09-504 be rejected and the contract be re-advertised as Contract No. 09-504-Rev.; now, therefore, be it

RESOLVED, that the bids for Contract No. 09-504 for Rehabilitation of Bathhouse – Phase II, Tibbetts Brook Park, Yonkers, New York be rejected; and be it further

RESOLVED, that it is in the best interest of the County that Contract No. 09-504 for Rehabilitation of Bathhouse – Phase II, Tibbetts Brook Park, Yonkers, New York, be re-advertised as Contract No. 09-504-Rev. for Rehabilitation of Bathhouse – Phase II, Tibbetts Brook Park, Yonkers, New York; and be it further

RESOLVED, that adequate and sufficient security for the faithful performance of this contract shall be deemed to be receipt of a performance and payment bond in an amount equal to 100% of the total contract amount, and in a form approved by the County Attorney. The Bond Underwriter or Surety must appear on the U.S. Treasury's listing of approved sureties (Department Circular 570) and all Sureties must be licensed to transact business in New York as a surety company; and be it further

RESOLVED, that this advertisement for bids will state that pursuant to Chapter 308 of the Laws of the County of Westchester, the policy of the County is to encourage the meaningful and significant participation on County contracts for business enterprises owned by persons of color and women - Minority Business Enterprise (MBE) and Women Business Enterprise (WBE); and be it further

RESOLUTION

CONTRACT NO. 09-504

RESOLVED, that such advertisement shall appear in the following County newspaper(s):

THE JOURNAL NEWS (Southern Edition)

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	372	42	RTB0601A	6050-01		

Budget Funding Year(s) 2011 **Start Date:** _____ **End Date:** _____
(must match resolution)

Funding Source: **Tax Dollars** 100% County **Contractor Federal I.D. No./**
State Aid _____ **Social Security No.:** _____

Federal Aid _____ **Vendor No.:** _____
(must match resolution)

Other _____ **Encumbrance No.:** _____

APPROVED BOARD OF ACQUISITION & CONTRACTS - 05/26/2011 - JOMAR VIEIRA, SECRETARY