

34654

June 24, 2013

TO: BOARD OF ACQUISITION AND CONTRACT
FROM: THOMAS J. LAURO, P.E.
Commissioner, Department of Environmental Facilities
RE: Resolution to Award to the Low Bidder

CONTRACT NO. EF-1303
SEWER SYSTEM ON CALL CLEANING AND TELEVISIONING
WESTCHESTER COUNTY SEWER DISTRICTS
VARIOUS LOCATIONS THROUGHOUT
WESTCHESTER COUNTY, NEW YORK

CONTRACTOR: Fred A. Cook, Jr., Inc.
AMOUNT: \$176,581.00

On June 19, 2013, three (3) bids were received and opened for Contract No. EF-1303, a three (3) year contract, for Sewer System On Call Cleaning and Televisioning, Westchester County Sewer Districts at various locations throughout Westchester County. The Contract may be extended for one (1) additional three year term by mutual consent of the Contractor and the County of Westchester with all prices, terms and conditions remaining the same as the original contract.

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 \$176,581.00.

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

The goal and/or objective of this contract is for 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 necessary to conform with 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 promotes the public health and welfare 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.

It is recommended that Contract No. EF-1303 be awarded to the lowest responsible bidder, Fred A. Cook, Jr., Inc. in the amount of \$176,581.00 subject to appropriations.

A proposed form of Resolution is attached.

APPROVED BOARD OF ACQUISITION & CONTRACT - 01/25/2013 JUDY R. WEAVER, SECRETARY

RESOLUTION

Contract No. EF-1303

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

RESOLVED, that Contract No. EF-1303 for Sewer System On Call Cleaning and Televising, Westchester County Sewer Districts at various locations throughout Westchester County, New York, is awarded to the lowest responsible bidder, Fred A. Cook, Jr., Inc., 3226 Albany Post Road, Buchanan, NY 10511, in the amount \$176,581.00 for a term of three years commencing on August 1, 2013, subject to the adoption of the Operating Budgets for years two and three with an option to extend for one (1) additional three year term by mutual consent of the Contractor and the County of Westchester with all prices, terms and conditions remaining the same as the original contract; 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
2013	221	60	0110	4310		\$24,526
2014	221	60	0110	4310		\$58,860
2015	221	60	0110	4310		\$58,860
2016	221	60	0110	4310		\$34,335

Budget Funding Year(s) 2013-2016 **Start Date** 8/01/2013 **End Date** 7/31/2016
(must match resolution)

Funding Source

\$176,581.00
(must match resolution)

Tax Dollars 100%

State Aid _____

Federal Aid _____

Other _____