

40628

TO: Board of Acquisition and Contract

FROM: Jay T. Pisco, P.E.
Commissioner of Public Works and Transportation

DATE: June 3, 2014

SUBJECT: Resolution to Rescind Award to the Low Bidder,
Bagiana Construction Inc., and Re-Advertise for Bids
Contract No. 13-213
Grinding Out Coping Stone Joints and Repointing on all Buildings – Phase II
Port Chester Wastewater Treatment Plant
Port Chester, New York

By Resolution approved on October 10, 2013, your Honorable Board awarded Contract No. 13-213 to the low bidder, Bagiana Construction Inc., for Grinding Out Coping Stone Joints and Repointing on all Buildings – Phase II, Port Chester Wastewater Treatment Plant, Port Chester, New York.

Following approval by your Honorable Board but before contract execution, Bagiana Construction Inc. failed to comply with the terms of the award. The contract was not executed. In light of these circumstances, the Department of Public Works and Transportation (the “Department”) seeks your Honorable Board’s approval to rescind the award of Contract No. 13-213 to Bagiana Construction Inc. and to re-advertise Contract No. 13-213 as Contract No. 13-213-Rev.

The 2014 Operating Budget contains funds for the above referenced project.

The work under this contract consists of providing all necessary labor, material and equipment required to perform a second phase of grinding out the coping stone joints and repointing all the buildings at the Port Chester Wastewater Treatment Plant, Port Chester, New York.

The objective of this contract is to repair structural elements and to maintain the weather tightness of the existing structures at the Port Chester Wastewater Treatment Plant, thus addressing the County Executive’s priority area: Safety and Security (SS).

This contract is in the public’s best interest because it will extend the life of the existing structure.

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

Upon communication from the Commissioner of Public Works and Transportation,

WHEREAS, on October 10, 2013, your Honorable Board awarded Contract No. 13-213 to the low bidder, Bagiana Construction Inc., for Grinding Out Coping Stone Joints and Repointing on all Buildings – Phase II, Port Chester Wastewater Treatment Plant, Port Chester, New York; and

WHEREAS, following approval by your Honorable Board but before contract execution, Bagiana Construction Inc. failed to comply with the terms of the award; and

WHEREAS, the Department of Public Works and Transportation seeks approval to rescind the award of Contract No. 13-213 to Bagiana Construction Inc. and re-advertise Contract No. 13-213 as Contract No. 13-213-Rev.; now, therefore, be it

RESOLVED, that it is in the best interest of the County that the award of Contract No. 13-213 to the low bidder, Bagiana Construction Inc., for Grinding Out Coping Stone Joints and Repointing on all Buildings – Phase II, Port Chester Wastewater Treatment Plant, Port Chester, New York, be rescinded and that Contract No. 13-213 be re-advertised as Contract No. 13-213-Rev. for Grinding Out Coping Stone Joints and Repointing on all Buildings – Phase II, Port Chester Wastewater Treatment Plant, Port Chester, New York; 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

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

THE JOURNAL NEWS (Westchester-Putnam Edition)

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	221	60	0110/0171	4310		

Budget Funding Year(s) 2014 **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.:** _____