

47473

TO: The Honorable Board of Acquisition and Contract

FROM: Thomas J. Lauro, P.E.
Commissioner of Environmental Facilities

DATE: June 29, 2015

RE: Resolution to Reject Bids and Re-Advertise
Contract No. EF-1411
Removal and Maintenance of Trees and Brush
Westchester County Sewer and Water Districts
Various Locations Throughout
Westchester County, New York

On June 03, 2015, three (03) bids were received and a fourth bid was also opened on June 10, 2015 for Contract No. EF-1411 for Removal and Maintenance of Trees and Brush, Westchester County Sewer and Water Districts, Various Locations throughout Westchester County, New York. The fourth bid had been delivered by UPS on June 1, 2015 to the Board of Acquisition and Contract but the bidder's package was inadvertently directed by Acquisition and Contract to the main office of the Department of Environmental Facilities in New Rochelle. If this bidder's bid package was sent to the Board of Acquisition and Contract at the correct address, their bid could have been also opened on the same day of June 3, 2015. This bidder's unopened bid package later was opened on Wednesday, June 10, 2015 publicly.

A revision to the scope of work is required and therefore it is requested that all bids be rejected and re-advertised as Contract EF-1411-Rev-1.

The work to be performed under this Contract consists of furnishing labor and equipment required to remove and maintain trees, excess brush and undergrowth at various WCDEF facilities. In some instances, where necessary and appropriate, replacement trees will be planted to offset the loss of existing trees. The Contract duration is for two (2) years.

The goal and/or objective of this contract is to remove and maintain trees, excess brush and undergrowth at various WCDEF facilities where such growth poses a danger to these facilities. In addition, where necessary and appropriate, replacement trees will be planted to offset the loss of trees. 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 facilities and assets. Removal of these trees will allow for continued safe operation of WCDEF facilities, and are a preventative measure to protect these facilities from possible damage. The response and work are monitored by representatives of the department throughout the contract 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.

This resolution has been reviewed by the Law Department.

RESOLUTION

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

WHEREAS, on June 03, 2015, three (03) bids were received and a fourth bid was also opened on June 10, 2015 for Contract No. EF-1411 for Removal and Maintenance of Trees and Brush, Westchester County Sewer and Water Districts, Various Locations throughout Westchester County, New York; and

WHEREAS, it has been determined that a revision to the scope of work is required for this project, and therefore, the Department of Environmental Facilities is reviewing the contract documents to revise the overall scope of work; and

WHEREAS, it is hereby requested that all bids received for Contract No. EF-1411 be rejected and the contract be re-advertised as Contract No. EF-1411 –Rev-1; now, therefore, be it

RESOLVED, that the bids for Contract No. EF-1411 for Removal and maintenance of Trees and Brush Westchester County Sewer and Water Districts, Various Locations throughout Westchester County, New York be rejected; and be it further

RESOLVED, that it is in the best interest of the County that Contract No. EF-1411 for Removal and maintenance of Trees and Brush Westchester County Sewer and Water Districts, Various Locations throughout Westchester County, New York, be re-advertised as Contract No. EF-1411-Rev-1 for Removal and Maintenance of Trees and Brush, Westchester County Sewer and Water Districts, Various Locations throughout Westchester County, New York; and be it further

RESOLVED, the County shall retain ten percent (10%) of all payments to the Contractor for work completed as security for the faithful performance of this Agreement. Upon the conclusion of each one (1) year period during the term of this Agreement, the Contractor may request the release of said annual retainage upon the successful completion of all required work during that one (1) year period; and be it further;

RESOLVED, that this advertisement for bids will state that Pursuant to Section 308.01 of the Laws of the County of Westchester, it is the goal of the County to use its best efforts to encourage, promote and increase the participation of business enterprises owned and controlled by persons of color or women - Minority Business Enterprise (MBE) and Women Business Enterprise (WBE); and be it further

RESOLVED, that such advertisement shall appear in the following:

THE JOURNAL NEWS (SOUTHERN EDITION)

**Account to be
Charged/Credited**

Year	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
N/A						

Budget Funding Year(s) _____ Start Date _____ Date _____

(must match resolution)

Funding Source

Tax Dollars _____ 100% _____

State Aid _____

 N/A

Federal Aid _____

(must match resolution)

Other _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 07/23/2015 - JOMARY VIEIRA, SECRETARY