

48951

October 13, 2015

**TO:** BOARD OF ACQUISITION AND CONTRACT

**FROM:** THOMAS J. LAURO, P.E.  
COMMISSIONER

**RE:** Resolution to Award to the Low Bidder

**CONTRACT NO. EF-1509**  
INTERNAL INSPECTION OF THE BLIND BROOK WASTEWATER  
TREATMENT PLANT INFLUENT TRUNK SEWERS  
BLIND BROOK SEWER DISTRICT  
CITY OF RYE  
WESTCHESTER COUNTY, NEW YORK

**CONTRACTOR:** Fred A. Cook, Jr., Inc.  
**AMOUNT:** \$92,750.00

On September 30, 2015, two (2) bids were received and opened for Contract No. EF-1509, a contract for Internal Inspection of the Blind Brook Wastewater Treatment Plant Influent Trunk Sewers, Blind Brook Sewer District, City of Rye, Westchester County, New York.

The bids were reviewed by the Department and determined that Fred A. Cook, Jr., Inc. submitted the low bid in the amount of \$92,750.00.

Only two (2) contractors submitted bids because the work requires specially trained personnel who have the experience and knowledge for providing services to furnish all labor and equipment required to perform internal inspections of trunk sewers. This project was advertised on the Empire System Purchasing Group ("ESP") website, in addition to the Journal News, and was viewed by 14 entities on the ESP website. This contract is crucial to provide internal inspection services for potential structural and/or operational defects and problems that may exist with the sewer pipe and related appurtenances. Therefore, it is respectfully requested that this contract be awarded without the need to re-bid.

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 to provide an internal inspection of the referenced sewers to inspect for potential structural and/or operational defects and problems that may exist with the sewer pipe and related appurtenances. The work will be performed as part of the self assessment provision of the Federal Capacity, Management, Operations, and Maintenance (CMOM) program. 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 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.

It is recommended that Contract No. EF-1509 be awarded to the lowest responsible bidder, Fred A. Cook, Jr. Inc. in the amount of \$92,750.00 subject to appropriations.

A proposed form of Resolution is attached.

# RESOLUTION

## Contract No. EF-1509

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

**RESOLVED**, That Contract No. EF-1509 for Internal Inspection of the Blind Brook Wastewater Treatment Plant Influent Trunk Sewers, Blind Brook Sewer District, City of Rye, 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, \$92,750.00 for a term expiring on June 1, 2016; 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
	<b>322</b>	<b>60</b>	<b>SBB85-02 S</b>	<b>6120</b>		<b>\$92,750</b>

**Budget Funding Year(s)** 2015      **Start Date:** 11/1/2015 **End Date** 06/01/2016  
(must match resolution)

**Funding Source**      **Tax Dollars** \_\_\_\_\_ 100% \_\_\_\_\_  
**State Aid** \_\_\_\_\_  
**Federal Aid** \_\_\_\_\_  
**Other** \_\_\_\_\_

\$92,750.00  
(must match resolution)

TJL/MP/mp