

18032

**TO:** Board of Acquisition and Contract

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

**DATE:** March 25, 2011

**SUBJECT:** Resolution to Reject Sole Bid and Re-Advertise  
Contract No. 10-234  
Weatherization Assistance Program  
North County Housing Facilities  
Westchester County, New York

On March 23, 2011, one (01) bid was received and opened for Contract No. 10-234 for Weatherization Assistance Program, North County Housing Facilities, Westchester County, New York.

The sole bid 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 the sole bid be rejected and the contract be re-advertised as Contract No. 10-234-Rev.

The objective of this contract is to install energy saving upgrades to private housing facilities located in the northern region of Westchester County.

This contract is in the public's best interest because it will provide federally funded energy saving upgrades to private housing facilities throughout Westchester County, thus addressing the County Executive's priority area: Health and the Environment (HE).

The department will track scheduling and accomplishments by the contractor and perform on-site inspections to ensure the successful completion of this project.

Payment for this contract will be made from the American Recovery and Reinvestment Act of 2009 (ARRA), not the County General Fund and will not impact the County tax levy.

This resolution has been reviewed by the Law Department.

JA/

# RESOLUTION

## Contract No. 10-234

Upon communication from the Commissioner of Public Works and Transportation,

**WHEREAS**, on March 23, 2011, one (01) bid was received and opened for Contract No. 10-234 for Weatherization Assistance Program, North County Housing Facilities, Westchester County, New York; and

**WHEREAS**, it has been determined that the sole bid 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 the sole bid received for Contract No. 10-234 be rejected and the contract be re-advertised as Contract No. 10-234-Rev.; now, therefore, be it

**RESOLVED**, that the sole bid for Contract No. 10-234 for Weatherization Assistance Program, North County Housing Facilities, Westchester County, New York be rejected; and be it further

**RESOLVED**, that it is in the best interest of the County that Contract No. 10-234 for Weatherization Assistance Program, North County Housing Facilities, Westchester County, New York, be re-advertised as Contract No. 10-234-Rev. for Weatherization Assistance Program, North County Housing Facilities, Westchester County, 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

**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
	263	19	964J	4380	T964	

**Budget Funding Year(s)** 2011  
(must match resolution)

**Start Date:** \_\_\_\_\_ **End Date:** \_\_\_\_\_

**Funding Source:** **Tax Dollars** \_\_\_\_\_

**Contractor Federal I.D. No./**

**Social Security No.:** \_\_\_\_\_

**State Aid** \_\_\_\_\_

**\$** \_\_\_\_\_  
(must match resolution)

**Federal Aid** \_\_\_\_\_  
100% American Recovery & Reinvestment

**Vendor No.:** \_\_\_\_\_

**Other** Act of 2009 (ARRA) funds \_\_\_\_\_

**Encumbrance No.:** \_\_\_\_\_