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TO: Board of Acquisition and Contract

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

DATE: April 19, 2012

SUBJECT: Resolution to Award to the Low Bidder
Contract No. **EF-1201**
Inspection and Repair of Cranes & Hoists
Various Locations
Westchester County, New York
Contractor: Konecranes, Inc.
Amount: \$135,769.70

On April 18, 2012, two (02) bids were received and opened for Contract No. EF-1201 for the Inspection and Repair of Cranes & Hoists at Various DEF Locations, Westchester County, New York.

Although we are concerned only two bids were received for this project, we noted there are only a few specialty-type contractors that regularly perform this type of work in the Westchester County area. When the service contract was last bid approximately two years ago, there were three (3) bids received. Two of the bidders re-bid for this contract, and DEF was contacted by the third vendor declining to bid based on their current workload. In accordance with County policy, the project was advertised for bid on the HVMPG website and a legal advertisement was published in The Journal News. In addition, a pre-bid meeting held by the department was only attended by one vendor.

We believe the pricing received for this project is reflective of current labor and equipment costs and do not feel re-bidding the work would attract new bidders or better pricing.

After review by the Department, it was determined that Konecranes, Inc. submitted the low bid in the amount of \$135,769.70. Funds for this project are available in the Operating Budget. The Contract is for two (2) years (starting date - 06/01/2012 and a completion date of 05/31/2014) with an option to extend the Contract for one (1) additional two 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 project is within our Engineer's Estimate and we recommend award.

The low bidder has been investigated and it has been found that Konecranes, Inc.

has performed satisfactory work in the past for the County.
 Past experience has been investigated and found satisfactory.

The goals and objectives of the Contract are to obtain Contractor services which will allow the Department of Environmental Facilities to maintain its cranes and hoists at peak efficiency and to assure that the cranes and hoists function properly with minimal breakdowns. All cranes and hoists must be given proper preventive maintenance and also be tested to assure that they meet the required safety standards on an annual basis. This contract is fiscally responsible and also protects the health and safety of County and department employees.

During the two year term of the Contract, the Department's representatives will track and monitor the required annual inspection and necessary repairs and the Contractor will be responsible to comply with such regulations and make sure that all applicable regulations, safety precautions and codes are followed.

This Contract is deemed to fulfill a public purpose as the services provided under this Contract protect the building and facilities owned by the County of Westchester and enable the Department to carry out its basic mission to provide wastewater treatment and maintaining satisfactory water quality.

It is my recommendation that Contract No. EF-1201 be awarded to Konecranes, Inc. in the amount of \$135,769.70, subject to County appropriations.

A proposed form of Resolution is attached.

APPROVED BOARD OF ACQUISITION & CONTRACT ADMINISTRATION
05/17/2012 - JONAH VEIRI, SECRETARY

RESOLUTION

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

RESOLVED, that Contract No. EF-1201 for the Inspection and Repair of Cranes & Hoists at Various Locations, Westchester County, New York for a period of two (2) years commencing on 06/01/2012 and a completion date of 05/31/2014 with an option to extend for one (1) additional two 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 is hereby awarded to the lowest responsible bidder, Konecranes, Inc., 834 Fairfield Ave., Kenilworth, NJ 07033 in the amount of \$135,769.70, subject to the adoption of the Operating Budget; 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	Fund	Dept	Magor Program, Program & Phase or Unit	Object/Sub Object	Trust Account	Dollars
2012	221	60	0110	4380-99		\$68,400.88
2013	221	60	0110	4380-99		\$47,553.82
2014	221	60	0110	4380-99		\$19,815.00

Budget Funding Year (s) 2012-2014 Start Date: _06/01/2012 End Date: _05/31/2014

Funding Source:	Tax dollars <u>100% County</u>	Contractor -	
	State Aid <u>-0-</u>	Federal I.D. No.	
	Federal Aid <u>-0-</u>		
	Other <u>-0-</u>		
<u>\$135,769.70</u>			
(Must match resolution)			