

**TO:** Board of Acquisition and Contract

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

**DATE:** February 23, 2010

**SUBJECT:** Resolution for Authority to Advertise  
Contract No. 08-532  
Chlorine Contact Tank and Gas Piping Upgrade  
Yonkers Joint Wastewater Treatment Plant  
Yonkers, New York

The 2010 Capital Budget contains funds for the above referenced project.

The work under this contract consists of providing all necessary labor, material and equipment required to rehabilitate the chlorine contact tanks including sluice gates, digester flare gas piping, valves and all related equipment.

In accordance with Chapter 635 of the Laws of Westchester and other applicable law, the Department of Public Works has analyzed this project and determined that a Project Labor Agreement (PLA) will further the purposes of the public bidding laws and will benefit and enhance the interests of the County in the timely and efficient completion of the project. The Contractor to whom this contract is awarded will be required to execute a PLA.

The objective of this contract is to allow the Department of Environmental Facilities to maintain its treatment plant systems and to ensure continuous and reliable processing of wastewater.

This contract is in the public's best interest because it will promote the health and safety of the general public by ensuring continued uninterrupted operation of the plant's wastewater treatment systems. This project will enable the Department of Environmental Facilities to carry out its basic mission to provide wastewater treatment and maintain satisfactory water quality, thus addressing the County Executive's priority area: Health and the Environment (HE).

If this resolution is not approved, the chlorine contact tanks and associated gas piping systems could potentially fail, resulting in the need for emergency repairs.

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

# RESOLUTION

Upon communication from the Acting Commissioner of Public Works, be it

**RESOLVED**, that the Acting Commissioner of Public Works be and he hereby is authorized to solicit bids by public advertisement on the following contract:

CONTRACT NO. **08-532**  
Chlorine Contact Tank and Gas Piping Upgrade  
Yonkers Joint Wastewater Treatment Plant  
Yonkers, 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 |
|--------------------------------|------|-------|--|--------------------|---------------|---------|
|                                | 322  | 60    | SY01700A                               | 6050-01            |               |         |
|                                |      |       |  |                    |               |         |

**Budget Funding Year(s)** 2010      **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.:** \_\_\_\_\_