



TOWN OF AMENIA

TOWN BOARD

4988 Route 22, AMENIA, NY 12501
(845) 373-8860
www.ameniany.gov

Resolution # 37 of 2016

RESOLUTION ACCEPTING BID AND AWARDING CONTRACT FOR TOWN OF AMENIA 2015 CDBG – ROUTE 44 SIDEWALK IMPROVEMENT PROJECT TO CON-TECH CONSTRUCTION TECHNOLOGY, INC., THE LOWEST RESPONSIBLE BIDDER

WHEREAS, the Town of Amenia (“the Town”) caused a legal notice entitled, “NOTICE TO CONTRACTORS”, soliciting bids for the Town of Amenia 2015 CDBG – Route 44 Sidewalk Improvement Project (hereinafter “Rt. 44 Sidewalk Project”), to be published in the Millerton News, the Town’s official newspaper, on May 12, 2016, in the Poughkeepsie Journal on May 9, 2016, in the form annexed hereto as Exhibit A; and

WHEREAS, the Town further caused a copy of said legal notice to be posted on the Town’s official Town Clerk Bulletin Board located in the Town of Amenia Town Hall, 4988 Route 22, Amenia, New York, on May 5, 2016; and

WHEREAS, sealed bids submitted in response to said legal notice for the Rt. 44 Sidewalk Project were opened at the Amenia Town Hall on June 9, 2016 in the presence of the Town Clerk, Dawn Marie-Klingner, Robert Travis, P.E. of Morris Associates Engineering and Surveying Consultants, PLLC (“Morris Associates”), and various members of the public in attendance, at which time Robert Travis, P.E. announced the names of the bidders, the subject upon which the bids were submitted, and the amounts of the bids, as well as the inclusion of a Non-Collusive Statement, the Bid Form, and the Bid Bond(s) or Check(s); and

WHEREAS, the bids submitted at that time for the Rt. 44 Sidewalk Project were as follows:

	<u>Base Bid</u>
1. Con-Tech Construction Technology, Inc.	\$ 65,000.00
2. Sun up Enterprises	\$ 83,410.00
3. Blacktop Maintenance	\$ 94,361.11
4. Landworks Excavating, Inc.	\$207,700.00 ; and

WHEREAS, subsequent to the submission of such bids, the bids were reviewed by Morris Associates, the engineering firm retained by the Town of Amenia with respect to the design, plan, and specifications for the Rt. 44 Sidewalk Project, and a report was made to the Town Board by Morris Associates; and

WHEREAS, the Town Board has given due consideration to the bids submitted for the Rt. 44 Sidewalk Project and the report issued by Morris Associates to the Town Board;

NOW, THEREFORE, BE IT RESOLVED, that, after review and due consideration of all of the foregoing, the Town Board hereby:

- 1) accepts the base bid of Con-Tech Construction Technology, Inc. of 28 Lakeview Drive, Yorktown Heights, New York 10598, the lowest responsible bidder for the Rt. 44 Sidewalk Project, in the amount of \$65,000.00; and
- 2) awards the contract for the Rt. 44 Sidewalk Project to Con-Tech Construction Technology, Inc. subject to the proper execution of the contract and return of four complete executed copies of the contract to the Town Attorney, Denise M. FitzPatrick, Esq., 43 Bennett Common Way, Millbrook, New York 12545, with a complete copy provided to the Town's retained engineer, Morris Associates Engineering & Surveying Consultants, PLLC, 9 Elks Lane, Poughkeepsie, New York (845) 454-3411, together with:
 - a) Performance bond insurance certificate as required by said contract;
 - b) Labor and material payment bond as required by said contract;
 - c) Certificates of insurance as required by said contract;
 - d) Comprehensive schedule;
 - e) List of all manpower types and equipment to be used on the project; and
 - f) Further specifications outlined by the Town's retained engineer, Morris Associates, in its notice of award provided to the contractor;

all of the same to be submitted within 10 days from the date of the notice of award provided by Morris Engineers to Con-Tech Construction Technology, Inc.; and

- 3) upon approval of the Town Attorney and the Town's retained engineering firm, Morris Associates, of such contract as executed by Con-Tech Construction Technology, Inc., and of all of the required submissions therewith, authorizes the Town Supervisor, Victoria Perotti, to execute said contract on behalf of the Town Board of the Town of Amenia.

Motion made by Councilwoman Doyle, and seconded by Councilman Gutierrez.

The foregoing resolution was voted upon with all members of the Town Board voting as follows:

Supervisor Perotti	Aye
Councilwoman Doyle	Aye
Councilwoman Hitselberger	Absent
Councilman DeLango	Aye
Councilman Gutierrez	Aye

Dated: July 14, 2016
Amenia, New York


Dawn Marie Klingner, Town Clerk

EXHIBIT A

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that the TOWN Board of the TOWN of Amenia invites sealed proposals for the furnishing of all materials and labor necessary for installation of approximately 300 lineal feet of 5 foot wide concrete sidewalk and related work to be constructed along a section of U.S. Route 44 in the Town of Amenia, New York. This Contract has been designated as Contract No. 16-001 as set forth in contract documents, including drawings and specifications, prepared by Morris Associates, Engineering & Surveying Consultants, PLLC, 9 Elks Lane, Poughkeepsie, NY 12601.

All such sealed proposals must be received by the Town Clerk at the Town Hall, 4988 Route 22, Amenia, NY 12501 on or before June 9, 2016 at 10:00am, at which time they will be publicly opened and read aloud, for prompt consideration by the Town Board.

Copies of the proposed contract documents, including plans and specifications, and the forms of proposals for the contract, are available for pick up and for public inspection at the Town Clerk's office during business hours, Monday through Thursday 9:00 a.m. to 3:00 p.m. and become available May 12, 2016. The refundable deposit for each set of plans and specifications is \$50.00. All payments shall be in the form of a check or money order made payable to the Town of Amenia.

A CD-ROM containing electronic copies of the bid documents is included at the back of the specification book.

Work shall consist mainly of:

- Removal of approximately 140 LF of existing concrete/asphalt sidewalk;
- Installation of approximately 300 LF of 5 foot wide concrete side walk, including excavation, sub-base placement and compaction;
- Installation of Accessible Ramps and associated curb transitions at existing entrances;
- Installation of approximately 165 LF of concrete curbing;
- Installation of approximately 120 LF of split rail fence;
- Topsoil Seed and Mulch;
- Erosion and Sediment Controls;
- Maintenance and Protection of Traffic

Interested parties are invited to visit the location of the project at their convenience to review the scope of work prior to submission of bids. A formal pre-bid meeting will not be held. The work shall be substantially completed within 60 calendar days of the date of the Notice to Proceed.

All proposals shall be made and received upon the following conditions, which are more fully set forth in the bid documents:

1. Only such proposals as are made and filed upon the forms available in the Bid Documents will be accepted.
2. Proposals are to be enclosed in a sealed envelope.
3. Each proposal must be accompanied by a certified check in the sum of five percent (5%) of the amount bid, payable to the order of the Town of Amenia, or a bond with sufficient sureties, to be approved by the Supervisor, in such amount, conditioned that if the proposal is accepted, the bidder will enter into a contract for the same and will provide acceptable security, in the form of cash, certified check or performance bonds, or letters of credit, as set forth in the contract documents.
4. Pursuant to the provisions of GML 105, no bids may be withdrawn unless no contract is awarded for more than 45 days after the opening thereof.
5. Upon acceptance of the bid, if the successful bidder fails to enter into a contract pursuant to the requirements of said Town Board or fails to give the further security prescribed in this notice within the time noted herein, then the bid security deposited as aforesaid, and the moneys standing to the credit of the same shall be forfeited to the Town as liquidated damages and not as a penalty and the Supervisor shall collect the same or enforce the payment of the bond for the benefit of the Town.
6. All bids shall contain the non-collusion certificate in a form meeting the requirements of GML 103-d.

The Town Board reserves the right, in its discretion, to waive technical noncompliance or irregularities that are not material or substantial, and to reject all bids and to rebid the project.

Dawn Marie Klingner
Town Clerk
Town Hall
4988 Route 22
Amenia, NY 12501
(845) 373-8118 ext. 100