
Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:

RESOLUTION NO. 301-2017

A RESOLUTION AUTHORIZING THE AWARD OF A BID FOR THE CLINTON G. MARTIN PARK RENOVATION, NEW HYDE PARK, NEW YORK, DPW PROJECT NO. 15-15.

WHEREAS, the Town Clerk solicited bids for the Clinton G. Martin Park Renovation, New Hyde Park, New York, DPW Project No. 15-15 (the "Project"); and

WHEREAS, bids in response to the solicitation (the "Bids") were received and were opened, which Bids are as follows; and

Bidder	Price
Gramercy Group, Inc. 3000 Burns Avenue Wantagh, New York 11793	Base Bid: \$19,474,000.00 Add Alternate No. 1: \$545,000.00 Add Alternate No. 2: \$408,000.00 Add Alternate No. 3: \$304,000.00 Add Alternate No. 4: (\$11,000.00)
Phillip Ross Industries 200 Long Island Avenue Wyandanch, New York 11798	Base Bid: \$19,035,000.00 Add Alternate No. 1: \$581,000.00 Add Alternate No. 2: \$531,000.00 Add Alternate No. 3: \$198,000.00 Add Alternate No. 4: (\$39,000.00)

WHEREAS, each bidder was required by the Project bid documents (the "Bid Documents") to provide a listing of subcontractors to be used for electrical, plumbing, HVAC, fire protection and landscaping work along with the amount proposed to be paid to each subcontractor by the bidder; and

WHEREAS, after a review of the Bids, the Commissioner requested additional information from Philip Ross Industries ("PRI") regarding their plan for subcontracting work as PRI had listed themselves as the subcontractor for a majority of the work to be completed; and

WHEREAS, the responses to the Commissioner's inquiries were not sufficient to show the work that would be completed by each subcontractor nor did the information provided show the amount proposed to be paid to each subcontractor; and

WHEREAS, the Project bid documents (the "Bid Documents") required that each bidder submit documentation showing that the bidder completed projects of similar scope and size over the past five (5) years in order to show that the bidder has the wherewithal to manage a complicated job with multiple subcontractors and trades within a short construction timeframe; and

WHEREAS, given that the Project must be completed within an eleven (11) month timeframe in order to avoid the complex being closed for more than one season, being able to complete a project in a timely fashion is critically important to the public's interest in the pool and recreational complex; and

WHEREAS, a review of PRI's experience has indicated that PRI has not completed any projects of similar scope and size over the past five (5) years; and

WHEREAS, based on the Contractor's representations regarding its experience and answers to the Commissioner's inquiries, the Town's consulting engineer, J.R. Holzmacher, P.E., LLC (the "Consultant") has determined that PRI does not possess the experience and background to complete the Project in a timely fashion; and

WHEREAS, the Consultant has therefore recommended that the Town reject the bid submitted by PRI as not responsible and not in conformance with the requirements of New York General Municipal Law §103; and

WHEREAS, the Commissioner and the Consultant have reviewed the bid submitted by Gramercy Group, Inc. (the "Contractor") and have found that the bid conforms to the requirements set forth in the Bid Documents and that the Contractor has the experience necessary to complete the Project in a timely fashion; and

WHEREAS, the Consultant has thus recommended that the contract for the Project be awarded to the Contractor as the lowest responsible bidder at its bid price of Twenty Million Seven Hundred Thirty-One Thousand and 00/100 Dollars (\$20,731,000.00), inclusive of the Contractor's Base Bid and well as Add Alternate Nos. 1 through 3; and

WHEREAS, the Town Board desires to authorize the award of a contract to the Contractor as recommended by this Commissioner.

NOW, THEREFORE, BE IT

RESOLVED that based on the recommendation of the Commissioner and the Consultant, and for the reasons given by the Commissioner and the Consultant, the bid submitted by Phillip Ross Industries be and hereby is rejected as non-responsible; and

RESOLVED that a Contract for the Project is hereby awarded to the Contractor, as the lowest responsible bidder, at its bid price of Twenty Million Seven Hundred Thirty-One Thousand and 00/100 Dollars (\$20,731,000.00), inclusive of the Contractor's Base Bid and well as Add Alt Nos. 1 through 3, as more particularly set forth in an agreement which will be filed in the Office of the Town Clerk (the "Award"); and be it further

RESOLVED that the Supervisor is hereby authorized to execute the contract documents, and to take such other action as may be necessary to effectuate the foregoing; and be it further

RESOLVED that the Office of the Town Attorney is hereby authorized and directed to supervise the execution of the contract documents to effectuate the Award; and be it further

RESOLVED that the Comptroller is hereby authorized and directed to pay the cost thereof upon receipt of duly executed contract and certified claims therefor.

Dated: Manhasset, New York
May 8, 2017

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilwoman De Giorgio, Councilman Ferrara, Councilwoman Kaplan, Councilwoman Russell, Councilwoman Seeman, Councilman Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney Comptroller DPW