

**RESOLUTION**

**NUMBER 189-19**

**RE: AWARD OF CONTRACT TE 2019.02, “TOWN OF CORTLANDT REPAVING –2019”**

**WHEREAS**, sealed bids were received and read aloud on June 13, 2019, at 10:00 AM for “Town of Cortlandt Repaving-2019” (Contract No. TE 2019.02); and

**WHEREAS**, bids were received in the amounts shown below:

ELQ Industries, Inc. 567 Fifth Avenue New Rochelle, NY 10801	\$2,993,471.00
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Montesano Brothers, Inc. 76 Plain Ave New Rochelle, NY 10801	\$3,177,220.00
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Paleen Construction Corp. Mill Pond Offices-Ste. 208 293 Route 100 Somers, NY 10589	\$3,253,350.00
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Morano Brothers Corp. 2045 Albany Post Road Croton-on-Hudson, NY 10520	\$3,325,179.00
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PCI Industries Corp. 550 Franklin Avenue Mt. Vernon, NY 10550	\$3,985,100.00*
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Mathematical Correction\*

;and

**WHEREAS**, the lowest responsible bidder, ELQ Industries, Inc., has indicated that providing a Letter of Credit for performance security represents a hardship; and

**WHEREAS**, the Director of Technical Services has reviewed the bids and recommends awarding the contract to ELQ Industries, Inc.

**WHEREAS**, the Department of Technical Services had also solicited proposals from qualified firms for construction inspection services to be paid hourly as follows:

Tectonic Engineering & Surveying Consultants P.C. 280 Little Britain Rd., Building #2 Newburgh, NY 12550	\$85.00/Hr.
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HVEA Engineers 560 Route 52, Suite 201 Beacon, NY 12508	\$102.56/Hr.
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Maser Consulting P.A. \$125.00/Hr.  
400 Columbus Ave., Suite 180E  
Valhalla, NY 10595

Woodard & Curran \$150.00/Hr.  
709 Westchester Ave., Suite L2  
White Plains, NY 10604

**NOW, THEREFORE, BE IT RESOLVED**, that a variance is hereby granted under Section 237-5 of the Town Code and performance and payment bonds may be accepted in lieu of the normally required Letter of Credit; and

**BE IT FURTHER RESOLVED**, that a unit price contract, be awarded to the lowest responsible bidder, ELQ Industries, Inc., 567 Fifth Avenue, New Rochelle, NY 10801, in the amount of Two Million Nine Hundred Ninety-Three Thousand Four Hundred and Seventy-One Dollars and Zero Cents (\$2,993,471.00); and

**BE IT FURTHER RESOLVED**, that the Director of Technical Services is authorized to retain the services of Tectonic Engineering at an hourly rate of Eighty-Five Dollars (\$85.00) at a cost not to exceed Fifty Thousand Dollars (\$50,000.00).

**BE IT FURTHER RESOLVED**, that an additional One Hundred Fifty Thousand Dollars (\$150,000.00) is appropriated to the Highway Fund to address potholes and minor road repairs throughout the Town at the discretion of the Director of DES utilizing either the low bidder or contractors approved and listed on the current equipment and material bidders list.

**BE IT FURTHER RESOLVED**, that the Supervisor is hereby authorized to execute the contract documents subject to approval of the same by the Town Attorney; and

**BE IT FURTHER RESOLVED**, that the Town Comptroller is hereby authorized to amend the budget accordingly.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUE SHATZKIN  
TOWN CLERK**

**Adopted on June 17, 2019  
At a Special Town Board Meeting  
Held at Town Hall**