

Board of Trustees  
Village of Tarrytown  
Special Meeting No. 42  
August 2, 2017  
6:30 p.m.

PRESENT: Mayor Fixell; Trustees: Brown, Butler, Hoyt, McGee, McGovern and Zollo; Village Administrator Slingerland; Village Treasurer Hart; Village Attorney Zalantis and Village Clerk Booth

The meeting began with the Pledge to the Flag.

Administrator Slingerland reported that the Loh Park Drainage Project originally included the construction of 2 bridges and the path of the stream to include underground detention tanks and underground piping from Leroy Avenue to the aqueduct and end at the pond located at 205 South Broadway. The 2 bids came in at over \$4 million using a lump sum bid. Those bids were rejected in May and the Village went out to bid again using unit pricing bids. In June, the Village received 4 bids which included an add/alternate to give the Village flexibility to save approximately \$650,000 to not install the underground piping from lower Leroy Avenue through the Medical Center parking lot and to also save money to go from hand-made, corrugated aluminum arches for the bridges with concrete footings to pre-cast rectangular box culverts set in place, with stone facing using the same field stones as identified in the original plan. In the resolution tonight, the Board of Trustees is planning to award the bid to the lowest bidder per their base bid. Prior to the start of work, the Village Administrator, the Village Engineer, the Consulting Engineering and the contractor will review the site conditions and the stream-channel from Leroy Avenue to South Grove Street to explore alternative improvements to it, which shall be estimated and submitted back to the Board for consideration. Administrator Slingerland noted that he and the Village Engineer will contact FEMA regarding this project to see if they can collectively have this neighborhood removed from the flood zone map.

AWARD OF CONTRACT FOR LOH PARK DRAINAGE PROJECT

Trustee Butler moved, seconded by Trustee Zollo, and unanimously carried, that the following resolution be approved: Approved: 7-0

WHEREAS, on May 15, 2017, the Board of Trustees rejected the bids for the Overall Drainage Improvement Project – Leroy Avenue, Loh Avenue and South Broadway project due to the fact that the bids for this project greatly exceeded the budget approved for the project in the Capital Budget; and

WHEREAS, on June 29, 2017, the Village requested and received (4) bids in response to the rebid for the Loh Park Drainage Project; and

WHEREAS, the four base bids received and the bid amounts (after corrections to math on the bids) are listed below:

Contractor	Base Bid	Add/Alternate (new pipe)	Base plus Alternate Total
Montesano Brothers	\$3,410,335.00	\$645,475.00	\$4,055,810.00
Eastern Excavation	\$3,676,644.00	\$440,685.00	\$4,117,329.00
ELQ Industries	\$4,572,644.00	\$595,150.00	\$5,167,794.00
Conserv Construction	\$4,970,077.99	\$642,169.61	\$5,612,247.60

WHEREAS, the bids were reviewed by John Meyer Engineers, a representative from Westchester County Planning Department, Village Administrator and the Village Engineer

and it is their recommendation that the Loh Park Drainage Project be awarded to the lowest bidder, Montesano Brothers per their base bid of \$3,410,335.00.

NOW THEREFORE, BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby award the Loh Park Drainage Project to the lowest bidder, Montesano Brothers of New Rochelle, New York per their base bid of \$3,410,335.00, with funding provided by Westchester County for this flood remediation project, and the Village’s matching portion to be funded by either operating funds, fund balance, the future issuance of debt, or a combination of such funding sources; and

BE IT FURTHER RESOLVED, that the Village Administrator, the Village Engineer the Consulting Engineer and the contractor shall review the site conditions and the stream-channel from Leroy Avenue to South Grove Street to explore alternative improvements to it, which shall be estimated and submitted back to the Board of Trustees for their consideration, based on estimated cost and the available budget, prior to the start of work; and

BE IT FURTHER RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby authorize and direct the Village Administrator to execute an agreement with Montesano Brothers of New Rochelle, New York.

AWARD OF PAVING CONTRACT

Trustee Hoyt moved, seconded by Trustee Zollo, and unanimously carried, that the following resolution be approved: Approved: 7-0

Award of Contract for Joint Paving (2017)

WHEREAS, the Village of Irvington in a cooperative relationship with the Villages of Ardsley, Dobbs Ferry, Elmsford, Hastings and Tarrytown, has solicited bids for the milling and resurfacing of various street, adjusting manholes, and concrete Curbing in the Village of Irvington and partner municipalities referenced above; and

WHEREAS, a public notice for this project bid was duly advertised in an official newspaper on June 8, 2017; and

WHEREAS, at 11:00 A.M., on June 28, 2017 at Irvington Village Hall all bids received were opened as summarized below; and

<u>CONTRACTOR</u>	<u>BASE BID</u>
PCI Industries Corp. 550 Franklin Avenue, Suite 100 Mount Vernon, NY 10550	\$3,008,120.80
ELQ Industries Inc. 567 Fifth Avenue New Rochelle, NY 10801	\$3,523,246.80
Morano Brothers Corp. 2045 Albany Post Road Croton-on-Hudson, NY 10520	\$3,573,093.00
Montesano Brothers Inc. 76 Plain Avenue New Rochelle, NY 10801	\$3,699,350.00

WHEREAS, because PCI Industries Corporation would not honor the bid base amount at the bid opening, PCI Industries Corporation has withdrawn their bid; and

WHEREAS, the Board of Trustees requested the Village Administrator to reach out to the other VOC Villages to discuss activating and seeking compensation from PCI Industries Corporation’s 5% bid bond which was included in their sealed bid and report back to the Board of Trustees; and

WHEREAS, after reviewing the remaining bids submitted, the Tarrytown Village Administrator, Village Engineer and Superintendent of Public Works conclude ELQ

Industries Inc. is the lowest responsible bidder for the work based upon the award of the base bid;

WHEREAS, following the unit values bid in the contract and the extended totals based upon the Engineers estimates of the work to be performed in the Village of Tarrytown the value of work is approximately four hundred and ninety thousand dollars (\$490,000), with the balance of the contract value for work apportioned to the Villages of Ardsley, Dobbs Ferry, Elmsford, Hastings and Irvington, collectively summing to approximately \$3,523,246.80; and

WHEREAS, in accordance with the contract, each partner municipality will separately authorize the Contract and be responsible for payment of services performed within their respective municipality directly to the contractor; and

NOW THEREFORE BE IT RESOLVED, that the Village Board of Trustees of the Village of Tarrytown hereby awards the contract, for the work to be performed for the 2017 Milling, Resurfacing and Replacement of Curbing on various streets in the Village of Tarrytown to ELQ Industries Inc. in accordance with their Unit Prices contained in their Bid of June 28, 2017 for the work to be performed within the Village of Tarrytown and the other five Villages and to authorize the Village Administrator to execute said contract; and

BE IT FURTHER RESOLVED, that this \$490,000 in work shall be funded by NYS CHIPS Funding in the estimated amount of \$196,960, with the balance to be funded by the Village of Tarrytown through the use of operating funds, the appropriation of fund balance, the future issuance of debt, or some combination of these funding sources.

APPROVAL OF (3) FIRE DEPARTMENT VOUCHERS HELD FROM THE JULY 17, 2017 BOARD MEETING

Trustee McGovern moved, seconded by Trustee McGee, that the following resolution be approved. Motion carried, all voting “aye” with the exception of Trustee Hoyt who recused himself. Approved: 6-0-1

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve the following Fire Department Vouchers that were held from the July 17, 2017 Board Meeting:

Voucher Numbers: 201800069, 2018000168 and 2018000155

APPROVAL OF THE REIMBURSEMENT REQUEST FOR THE WASHINGTON IRVING GARDENS HOMEOWNERS

Trustee Hoyt moved, seconded by Trustee Butler, that the following resolution be approved. Motion carried, all voting “aye” with the exception of Trustee Zollo who recused himself. Approved: 6-0-1

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby approve a reimbursement to the Washington Irving Gardens Homeowners in the amount of \$17,602.36 as the Washington Irving Gardens were ordered by the Tarrytown Water Department to incorrectly repair its water lines.

AMEND THE MASTER FEE SCHEDULE – FEE FOR BOATING ON THE LARGE TARRYTOWN LAKE

Trustee Hoyt moved, seconded by Trustee Butler, and unanimously carried, that the following resolution be approved: Approved: 7-0

BE IT RESOLVED that the Board of Trustees of the Village of Tarrytown does hereby amend the Master Fee Schedule to add a new fee for boating on the large Tarrytown Lake for Tarrytown residents only as follows:

Tarrytown Resident Boating Permit - \$50 per season (April 1 – November 30)

ADJOURNMENT TO EXECUTIVE SESSION

Trustee Hoyt moved, seconded by Trustee McGovern and unanimously carried for the Board of Trustees to go into Executive Session to discuss legal advice from the Village Attorney regarding possible zoning amendments at 7:05 p.m.

ADJOURNMENT

Trustee Hoyt moved, seconded by Trustee McGee, and unanimously carried to adjourn Executive Session at 7:30 p.m.

Carol A. Booth  
Village Clerk