

**Comments:**

**Meeting Date:** Wednesday, July 19, 2017 - 6:30 PM

**Category:** SCHOOL FACILITIES MANAGEMENT

**Type:** Action

**Subject:** 18.2 AWARD OF A GENERAL FUND SERVICE CONTRACT to Ultimate Power, Inc., for BID 6135 "Annual Boiler & Burner Maintenance & Repair" in an amount not to exceed \$695,800.00 for a term of 365 days renewable for 2 years.

**District Goals:**

**Enclosure:**

**File Attachment:**  BOCS Ultimate.xlsx  
 Bid6135 (2).pdf

This is for the preventative maintenance, cleaning, inspection and repair of the 109 boilers and burners in the District.

In compliance with General Municipal Law 103, this contract was publicly advertised in April 2017. Bids were opened and read aloud in public on May 5, 2017. Three bids (including a \$100,000 contingency) were received: Crown at \$577,820.00, 1st Heating at \$647,878.15 and Ultimate Power at \$795,800.

Both Crown and 1st Heating failed to furnish key certifications as required in the bid documents and their bids are deemed "non-responsive" and are not being considered for award.

**Rationale:** The \$100,000 contingency built into this bid to cover the unexpected outcomes of insurance inspections is being deleted from the contract. Quantities for labor and parts have been increase by 20% which is deemed adequate to cover this. Recent budget considerations make the encumbrance of this \$100,000 sum to be imprudent. Therefore the total amount being awarded will be \$695,000.00.

This amount is considerably higher than that awarded in 2011 and 2014, the last two times this work was publically bid, awarded both times to Ultimate Power. This is due to the aforementioned increase in quantities added to the bid as well as increased prices bid by Ultimate. Ultimate has had this contract since 2011 and has not increased their prices since then. This year their prices are up by an average of 15% over the 2011 prices, which equates to 2.5% per year over 6 years. It should be noted that under the previous bids there was an average of \$90,000 per year in change orders and the final contract amount for 2016 was \$637,995.00.

**Funding:** 450.5150.1000000.1620.B2300 Contractual \$203,000.00  
450.5150.1000000.1620.B2316 Building Repair \$492,800.00

**Sponsored By :**

Ladies and Gentlemen:

**Resolution:** WHEREAS: In compliance with NYS general Municipal Law 103, bids were duly solicited, opened and read aloud in public on May 5, 2017 for BID 6135 "Annual Boiler & Burner Maintenance & Repair", and  
WHEREAS: as a result of an examination of the bids submitted, the administration determined that Ultimate Power was the lowest responsive and responsible bidder with a base bid of \$695,000.00  
NOW THEREFORE BE IT RESOLVED: That the award for BID 6135 "Annual Boiler & Burner Maintenance & Repair" be awarded to Ultimate Power, Inc., 45 Nancy Street, West Babylon, NY 11704 for an amount not to exceed \$695,000.00 for a term of 365 calendar days, renewable for up to two additional years.  
AND BE IT FURTHER RESOLVED: That the Yonkers Board of Education authorizes the Superintendent of Schools to enter into a contract with this vendor.

**Approvals: Recommended By:**

**Signed By:**



John Carr - Executive Director

**Signed By:**

Tom Collich - Purchasing Director

Signed By:

Finance Department - Finance Reviewer

Signed By:

Elizabeth Janocha - Deputy Commissioner

Signed By:

John Liszewski - Commissioner

Signed By:

Michael Curti - Corporation Counsel

Signed By:

Dr. Andrea S. Coddett - Deputy Superintendent

Signed By:

Dr. Edwin M. Quezada - Superintendent of Schools

**Original Motion**

Member **James Cavanaugh** Moved, Member **Pasquale Mondesando** seconded to approve the **Original** motion 'Ladies and Gentlemen:

WHEREAS: In compliance with NYS general Municipal Law 103, bids were duly solicited, opened and read aloud in public on May 5, 2017 for BID 6135 "Annual Boiler & Burner Maintenance & Repair", and  
WHEREAS: as a result of an examination of the bids submitted, the administration determined that Ultimate Power was the lowest responsive and responsible bidder with a base bid of \$695,000.00

NOW THEREFORE BE IT RESOLVED: That the award for BID 6135 "Annual Boiler & Burner Maintenance & Repair" be awarded to Ultimate Power, Inc., 45 Nancy Street, West Babylon, NY 11704 for an amount not to exceed \$695,000.00 for a term of 365 calendar days, renewable for up to two additional years.

**Vote Results:**

AND BE IT FURTHER RESOLVED: That the Yonkers Board of Education authorizes the Superintendent of Schools to enter into a contract with this vendor.'. Upon a Roll-Call Vote being taken, the vote was: Aye: **7** Nay: **0** Abstain: **1**.

The motion **(XXXXXX)** 7 - 0

- Kevin Cacace Yes
- Andrea Brown Yes
- Pasquale Mondesando Yes
- James Cavanaugh Yes
- Judith Ramos Meier Yes
- Steve Lopez Yes
- Dr. Nader J. Sayegh Abstain
- John Jacono Yes