



GOVERNMENT SERVICES COMMITTEE

June 14, 2012 – 1:30 PM

**Committee Members: Kitty Vetter (Chairman), Ira Steingart (Vice Chair),
Jonathan Rouis, Cora Edwards, Alan Sorensen**

AGENDA

DISCUSSION ITEMS:

- 1. SCCC Accomplishments/Moving Forward**

PRESENTATION: None

REPORTS:

1. Purchasing & Central Services - Monthly Report
2. Board of Elections - Monthly Report
3. Cornell Cooperative - Monthly Report
Consumer Affairs - Monthly Report
4. County Clerk
5. Sullivan County Community College

RESOLUTIONS:

- 1. To authorize award & execution of agreement with Sullivan County Paving & Construction Inc. for resurfacing portion of various County roads.**
- 2. To authorize award & execution of agreement with Fairway Testing Co., Inc. for quality assurance asphalt plant inspection for 2012 paving contract (B-12-28).**
- 3. Requesting the State Legislature to provide for local preference rules for procurement of goods and services.**

PUBLIC COMMENT:



**COUNTY OF SULLIVAN
LEGISLATIVE MEMORANDUM**

To: COUNTY LEGISLATURE
 From: Kathy Jones
 Title: Director
 Department: Purchasing & Central Services

COMMITTEE WITH JURISDICTION:

Check all that apply: Executive Planning, Environmental Management & Real Property
 Personnel Public Safety
 Management & Budget Public Works
 Government Services Community & Economic Development
 Health and Family Services Veterans

SUBJECT OF RESOLUTION: Award and Execute Agreement
 PURPOSE OF RESOLUTION: To Award Agreement
 DATE OF FIRST SUBMISSION: June 14, 2012
 BRIEF DESCRIPTION: Resurfacing 12.5 portions of County road numbers 14, 15, 51, 71 and 73 in the Towns of Bethel, Fallsburg and Liberty
 Costs to Other County Programs: None

Mandated Budgeted Budget Revision

FINANCIAL IMPACT:

Projection:	<u>YR1</u>	<u>YR2</u>	<u>YR3</u>	<u>YR4</u>	<u>YR5</u>
County Cost					
State Funds (CHIPS)	\$3,148,968.11				
Federal Funds					
(Third Party Revenue) Other					
Total	\$3,148,968.11				

If NONE check here:

Resolution No. _____

**RESOLUTION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE
RESOLUTION TO AUTHORIZE AWARD & EXECUTION OF AGREEMENT**

WHEREAS, bids were received for Resurfacing Portions of Various County Roads and

WHEREAS, Sullivan County Paving & Construction Inc., 420 Bernas Road, Cohecton, NY 12726, is the lowest responsible bidder for this project, and

WHEREAS, the Sullivan County Division of Public works has approved said bid and recommends that an agreement be executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute an agreement with Sullivan County Paving & Construction, Inc., at a total price not to exceed \$3,148,968.11, for Resurfacing Portions of Various County Roads, in accordance with B-12-28, said contract to be in such form as the County Attorney shall approve.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2012.



**COUNTY OF SULLIVAN
LEGISLATIVE MEMORANDUM**

To: COUNTY LEGISLATURE
 From: Kathy Jones
 Title: Director
 Department: Purchasing & Central Services

COMMITTEE WITH JURISDICTION:

- Check all that apply:
- | | |
|---|---|
| <input type="checkbox"/> Executive | <input type="checkbox"/> Planning, Environmental Management & Real Property |
| <input type="checkbox"/> Personnel | <input type="checkbox"/> Public Safety |
| <input type="checkbox"/> Management & Budget | <input type="checkbox"/> Public Works |
| <input checked="" type="checkbox"/> Government Services | <input type="checkbox"/> Community & Economic Development |
| <input type="checkbox"/> Health and Family Services | <input type="checkbox"/> Veterans |

SUBJECT OF RESOLUTION: Award and Execute Agreement

PURPOSE OF RESOLUTION: To Award Agreement

DATE OF FIRST SUBMISSION: June 14, 2012

BRIEF DESCRIPTION: New York State DOT requirement- Quality Assurance Asphalt Plant Inspection for 2012 paving agreement.

Costs to Other County Programs: None

Mandated Budgeted Budget Revision

FINANCIAL IMPACT:

Projection:	<u>YR1</u>	<u>YR2</u>	<u>YR3</u>	<u>YR4</u>	<u>YR5</u>
County Cost	\$ 20,000.00				
State Funds (CHIPS)	\$				
Federal Funds					
(Third Party Revenue) Other					
Total	\$ 20,000.00				

If NONE check here:

Resolution No. _____

**RESOLUTION INTRODUCED BY GOVERNMENT SERVICES COMMITTEE
RESOLUTION TO AUTHORIZE AWARD & EXECUTION OF AGREEMENT**

WHEREAS, proposals were received for Quality Assurance Asphalt Plant Inspection for 2012 paving contract (B-12-28) and

WHEREAS, Fairway Testing Co., Inc., 22 North Liberty Drive, P.O. Box 578, Stony Point, NY 10980, is the responsible proposer for this project, and

WHEREAS, the Sullivan County Division of Public works has approved said proposal and recommends that an agreement be executed.

NOW, THEREFORE, BE IT RESOLVED, that the County Manager be and hereby is authorized to execute an agreement with **Fairway Testing Co., Inc.**, at a total price not to exceed **\$20,000.00**, for Asphalt Plant Testing for Quality Assurance, in accordance with R-12-13, said contract to be in such form as the County Attorney shall approve.

Moved by _____,
Seconded by _____,
and adopted on motion _____, 2012.

**RESOLUTION NO. -12 INTRODUCED BY THE GOVERNMENT SERVICES COMMITTEE
REQUESTING THE STATE LEGISLATURE TO PROVIDE FOR LOCAL PREFERENCE
RULES FOR PROCUREMENT OF GOODS AND SERVICES**

WHEREAS, the State of New York is a Home Rule State and Sullivan County is a Charter County, and

WHEREAS, New York State Constitution Article IX provides that every local government shall have broad powers to enact local legislation relating to the welfare of its citizens, but preemption by the State regarding procurement policies fundamentally limits those powers, and Charter Counties must have the ability to provide for public policy that is in the best socio-economic interest of its citizens, and

WHEREAS, New York has a multitude of procurement statutes applicable to public entities, with the underlying purpose is to assure the prudent use of public moneys and to facilitate the acquisition of high quality goods and services at the lowest possible cost, and

WHEREAS, the Sullivan County Legislature hereby finds and declares that millions of dollars worth of contracts for goods and services are expended by Sullivan County each year that are necessary to perform essential functions of Sullivan County government, and

WHEREAS, the County Legislature further finds that the current economic downturn being experienced by the Hudson Valley, as a result of the continued “Great Recession”, is adversely affecting local business through a reduction in business activity and a concomitant loss of jobs, and

WHEREAS, the Sullivan County Legislature further finds and determines that many of these contracts are awarded to individuals or entities that are located outside of Sullivan County and the Hudson Valley, and

WHEREAS, the Sullivan County Legislature also finds and determines that the award of such contracts to individuals or entities outside of both Sullivan County and the Hudson Valley at a time when Sullivan County is experiencing an economic downturn and less economic activity than many neighboring regions have achieved tends to exacerbate the economic difficulty currently experienced in Sullivan County, and

WHEREAS, the Sullivan County Legislature also determines that the award of such contracts to individuals or entities located within Sullivan County and the Hudson Valley would help promote local economic activity and thereby generate additional sales tax revenues which would alleviate fiscal and budgetary constraints currently being experienced by Sullivan County, and

WHEREAS, the purpose of permitting local governments to provide for local preference procurement rules is to limit the award of such contracts to individuals or entities located and doing business within Sullivan County and the Hudson Valley when practical and in the best interests of the County and to promote the use of local businesses as County vendors and consultants so as to encourage increased economic activity in Sullivan County and the Hudson Valley by putting County tax dollars to work at home, and

WHEREAS, the Sullivan County Legislature understands the rationale of the statutory mandate that contracts be awarded to the “lowest responsible bidder”, but finds and declares that local preference rules shall be limited to provide for a maximum of ten percent (10%) variance from the established lowest

responsible and responsive bidder, if same is not an in-County vendor, would be in the best socio-economic interest of Sullivan County, and

WHEREAS, there is a need to amend New York State General Municipal Law sections 100-a and 103 to provide an exception to County Governments to enact Local Laws that would provide for local preference rules for the procurement of goods and services and shall be limited to provide for a maximum of ten percent (10%) variance from the established lowest responsible and responsive bidder, if same is not an in-County vendor, related to the principle of the “lowest responsible bidder” doctrine.

NOW, THEREFORE, BE IT REOLVED by the Sullivan County Legislature that the New York State Legislature is hereby requested to provide local governments the ability to provide for local preference rules for procurement of goods and services, and

BE IT FURTHER RESOLVED that the Sullivan County Legislature hereby finds and declares that millions of dollars worth of contracts for goods and services are expended by Sullivan County each year that are necessary to perform essential functions of Sullivan County government, and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature further finds that the current economic downturn being experienced by the Hudson Valley, as a result if the continued “Great Recession”, is adversely affecting local business through a reduction in business activity and a concomitant loss of jobs, and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature further finds and determines that many of these contracts are awarded to individuals or entities that are located outside of Sullivan County and the Hudson Valley, and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature also finds and determines that the award of such contracts to individuals or entities outside of both Sullivan County and the Hudson Valley at a time when Sullivan County is experiencing an economic downturn and less economic activity than many neighboring regions have achieved tends to exacerbate the economic difficulty currently experienced in Sullivan County, and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature also determines that the award of such contracts to individuals or entities located within Sullivan County and the Hudson Valley would help promote local economic activity and thereby generate additional sales tax revenues which would alleviate fiscal and budgetary constraints currently being experienced by Sullivan County, and

BE IT FURTHER RESOLVED, that the purpose of permitting local governments to provide for local preference procurement rules is to limit the award of such contracts to individuals or entities located and doing business within Sullivan County and the Hudson Valley when practical and with the best interests of the County and to promote the use of local businesses as County vendors and consultants so as to encourage increased economic activity in Sullivan County and the Hudson Valley by putting County tax dollars to work at home, and

BE IT FURTHER RESOLVED, that the Sullivan County Legislature understands the rationale of the statutory mandate that contracts be awarded to the “lowest responsible bidder”, but finds and declares that local preference rules shall be limited to provide for a maximum of ten percent (10%) variance, from the

established lowest responsible and responsive bidder, if same is not an in-County vendor, would be in the best socio-economic interest of Sullivan County, and

BE IT FURTHER RESOLVED, that there is a need to amend New York State General Municipal Law sections 100-a and 103 to provide County Governments the ability to enact Local Laws that would provide for local preference rules for the procurement of goods and services and shall be limited to provide for a maximum of ten percent (10%) variance from the established lowest responsible and responsive bidder, if same is not an in-County vendor , related to the principle of the “lowest responsible bidder” doctrine, and

BE IT FURTHER RESOLVED that the Clerk of the County Legislature is hereby directed to transmit a certified copy of this resolution to Governor Andrew M. Cuomo, Senate Majority Leader Dean G. Skelos, Senate Minority Leader John L. Sampson, Assembly Speaker Sheldon Silver, Assembly Minority Leader Brian M. Kolb, State Senator John J. Bonacic, Assemblywoman Aileen M. Gunther, all Towns and Villages in Sullivan County, the Sullivan County Economic Development Corporation, all New York State Counties, and the New York State Association of Counties.

KATHLEEN JONES
Director



Tel.: (845) 807-0515
Fax: (845) 807-0526

**SULLIVAN COUNTY DEPARTMENT OF
PURCHASING & CENTRAL SERVICES
SULLIVAN COUNTY GOVERNMENT CENTER
100 NORTH STREET, P.O. Box 5012
MONTICELLO, NY 12701**

To: Government Services Committee

From: Purchasing & Central Services

Date: June 14, 2012

Re: Monthly Report

1. Bids:

- **Traffic Paint (B-12-19)**
Ennis Paint Inc. Ennis, TX
- **Steel and Aluminum (B-12-20)**
Chemung Supply Corp. Elmira, NY
Fall Fittings, Inc. New Paltz, NY
Newburgh Steel Products Inc. Newburgh, NY
- **Electrical and Plumbing Supplies (B-12-22)**
Montague Tool & Supply Co. Branchville, NJ
Schmidt's Wholesale Inc. Monticello, NY
- **Chain Saw & Small Engine Parts (B-12-23)**
Eldred Power & Auto Eldred, NY
Montague Tool & Supply Co. Branchville, NJ
Rogers Small Engine, Inc. Liberty, NY
- **Medium Duty Flatbed Truck (B-12-25)**
Arthur Glick Truck Sales, Inc. Monticello, NY
- **Concrete (B-12-27)**
Cranesville Block Co. Amsterdam, NY
Sullivan Concrete Inc. Cohecton, NY

2. RFP's:

- **Asphalt Plant Testing for Quality Assurance: R-12-13 (Opens-6/12/2012)**

3. Processed 246 Purchase Orders

4. Recyclables