

RESOLUTION NO. 39, YEAR 2018

RESOLVED, that in response to requests for bids in connection with the Sea Cliff Fire Department Window and Façade Rehabilitation Project (the “Project”), the Village received bid proposals from two bidders; and it is further

RESOLVED, that the bids were opened on April 6, 2018, and A1 Construction Service, Inc., submitted the lowest cost bid, in the sum of \$594,551; and it is further

RESOLVED, that the A1 bid submission included a required bid bond issued by Bondex Insurance Company, as surety, in the sum of \$29,727.55 (5% of the bid); and it is further

RESOLVED, that on May 1, 2018, A1 submitted correspondence with the Village stating that they have “discovered a mathematical error” and that they cannot do the work for the amount bid; and it is further

RESOLVED, that upon A1’s advice that they are refusing to perform the work for the submitted bond price, the Village scheduled a hearing for July 2, 2018 to determine whether to declare a default of the bid bond, directed the Village Attorney to notify A1 and the surety in writing of the scheduled hearing, and awarded the contract to the next lowest cost bidder for a cost of more than \$29,727.55 in excess of A1’s bid; and it is further

RESOLVED, that such notice was provided to A1 and the surety and A1 submitted certain documents to the Village; and it is further

RESOLVED, that the Board has considered those documents, and finds that the information submitted by A1 does not provide proof that there was a mathematical error made in the bid submission or that the discovery of that purported error and notice to the Village was timely, and it is further

RESOLVED, that based upon the Board’s review of the information provided, and upon the recommendation of the Village Attorney and Grants Administrator, the Board finds and concludes that the A1 bid bond is in default, and it is further

RESOLVED, that the Village Attorney is authorized to resolve or enforce the bond default, including instituting litigation to enforce the obligations of such bond.

RESOLUTION NO. 40, YEAR 2018

RESOLVED, that the Mayor is hereby authorized to sign a Preservation Covenant with the People of the State of NY thru the Commissioner of Parks, Recreation & Historic Preservation with regard to the Firehouse Window and Façade Rehabilitation Project.