

29.

By Legislators Dondorfer and Delchanty

Intro. No. ____

RESOLUTION NO. ____ OF 2020

AUTHORIZING CONTRACTS WITH ATLANTIC TESTING LABORATORIES, LTD. AND TERRACON CONSULTANTS – NY, INC. FOR MATERIAL TESTING TERM SERVICES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute contracts, and any amendments thereto, with Atlantic Testing Laboratories, Ltd., and Terracon Consultants – NY, Inc. for material testing term services in a total annual aggregate amount not to exceed \$150,000 for the period of January 1, 2021 through December 31, 2021, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

Section 2. Funding for these services, consistent with authorized uses, is included in various capital fund(s) created for the same intended purpose.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment & Public Works Committee; November 25, 2020 - CV: 7-0
Ways and Means Committee; December 3, 2020 - CV: 11-0
File No. 20-0377

ADOPTION: Date: _____ Vote: _____

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: _____ DATE: _____

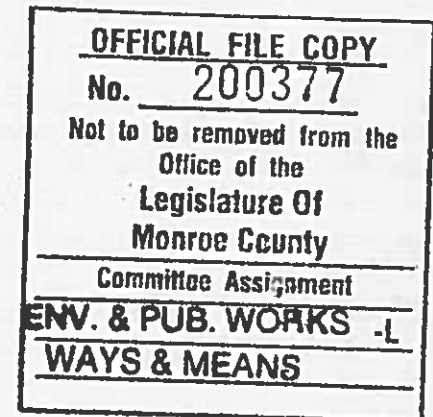
EFFECTIVE DATE OF RESOLUTION: _____



Office of the County Executive
Monroe County, New York

Adam J. Bello
County Executive

November 6, 2020



To The Honorable
Monroe County Legislature
407 County Office Building
Rochester, New York 14614

Subject: Authorize Contracts with Atlantic Testing Laboratories, Ltd. and Terracon Consultants – NY, Inc.
for Material Testing Term Services

Honorable Legislators:

I recommend that Your Honorable Body authorize contracts with Atlantic Testing Laboratories, Ltd. and Terracon Consultants – NY, Inc. in a total annual aggregate amount not to exceed \$150,000 for material testing term services for the period of January 1, 2021 through December 31, 2021, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

These contracts will provide Monroe County with material testing and inspection services when it is necessary to determine either the quality of the work being performed or subsurface soil conditions. These contracts establish an agreed upon rate for a variety of material testing and inspection services so that when services are required, the County is assured of a timely response to projects. These services will be made available to all County departments.

Monroe County's Minority and Women-Owned Business Enterprise ("M/WBE") Policy is set by the Monroe County Legislature pursuant to Resolution 69 of 1989, as amended by Resolution 240 of 2014. M/WBE utilization was not a selection criteria. However, Atlantic Testing Laboratories, Limited, which was one of the two (2) entities rated most qualified to provide these services, is a Women Business Enterprise and listed in New York State's M/WBE Directory of Certified Firms. Terracon Consultants - NY, Inc., the other entity rated most qualified, is not listed in New York State's M/WBE Directory of Certified Firms, but will partner with the following M/WBE certified firms pursuant to its contract: Foit-Albert Associates Architecture, Engineering and Surveying, P.C. and 3rd Rock, LLC.

The specific legislative action required is to authorize the County Executive, or his designee, to execute contracts, and amendments thereto, with Atlantic Testing Laboratories, Ltd. 3495 Winton Place, Bldg. B, Suite 4A, Rochester New York 14623, and Terracon Consultants – NY, Inc. 15 Marway Circle, Suite 2B, Rochester, New York 14624, for material testing term services in a total annual aggregate amount not to exceed \$150,000 for the period of January 1, 2021 through December 31, 2021, with the option to renew for two (2) additional one-year extensions, with escalations for the extensions to be limited to an amount equal to the increase in the previous year's Consumer Price Index (U.S. City Average CPI-U from the Bureau of Labor Statistics).

This action is a Type II Action pursuant to 6 NYCRR § 617.5(c)(2) ("replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building, energy, or fire codes unless such action meets or exceeds any of the thresholds in section 617.4 of this Part"); (26) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment"); and (27) ("conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action") and is not subject to further review under the State Environmental Quality Review Act.

Funding for these contracts, consistent with authorized uses, is included in various capital fund(s), and any capital fund(s) created for the same intended purpose. No additional net County support is required in the current Monroe County budget.

The records in the Office of the Monroe County Treasury have indicated that neither Atlantic Testing Laboratories, Ltd., Terracon Consultants – NY Inc., nor any of their principal officers, owe any delinquent Monroe County property taxes. The principal officers of the firms are:

Atlantic Testing Laboratories, Ltd
Marijean B. Remington, CEO
James J. Kuhn, President
Scott M. McCasland, Vice President

Terracon Consultants – NY Inc.
David R. Gaboury, CEO
Swaminthan Srinivasan, President

I recommend that this matter be referred to the appropriate committee(s) for favorable action by Your Honorable Body.

Sincerely,



Adam J. Bello
Monroe County Executive

AJB:db