

06.17.2025

ADOPTED

## TOWN OF RIVERHEAD

## TB Resolution 2025-573

**AWARDS REBID 203-213 EAST MAIN STREET SEWER IMPROVEMENTS,  
CONTRACT S - SEWERS**

Councilwoman Merrifield offered the following resolution,  
which was seconded by Councilwoman Waski

**WHEREAS**, Town Board Resolution #2025-310 authorized the Town Clerk to advertise a Notice to Bidders for sealed bids for **REBID 203-213 EAST MAIN STREET SEWER IMPROVEMENTS, CONTRACT S - SEWERS**; and

**WHEREAS**, 3 bids were received, opened and read aloud in the Office of the Town Clerk, 4 W Second Street, Riverhead, NY 11901 on May 15, 2025 at 11:00 AM; and

**WHEREAS**, the bids were reviewed and a bid tabulation was prepared by the Purchasing Agent and presented to the Town Board for review; and

**WHEREAS**, the Sewer Superintendent and project engineers at H2M have reviewed said bids and H2M has made an award recommendation.

**NOW THEREFORE BE IT RESOLVED** that the bid for **REBID 203-213 EAST MAIN STREET SEWER IMPROVEMENTS, CONTRACT S - SEWERS** be awarded to the vendor indicated below for price on the attached pages;

**Bancker Construction Corp.**  
171 Freeman Avenue  
Islip, NY 11751  
bids@bancker.com

**BE IT FURTHER RESOLVED**, that the Town Clerk be and is hereby authorized to forward a copy of this resolution to the vendor listed above, and the Sewer District, and Accounting and Purchasing Departments; and

**BE IT FURTHER RESOLVED** that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

**THE VOTE**

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Denise Merrifield, Councilwoman
<b>SECONDER:</b>	Joann Waski, Councilwoman
<b>AYES:</b>	Hubbard, Rothwell, Kern, Merrifield, Waski

This is to certify that I, the undersigned, Town Clerk of the Town of Riverhead, County of Suffolk, State of New York, have compared the foregoing Resolution of the Town Board of Riverhead, County of Suffolk, State of New York, with the original now on file in this office and which was duly adopted on **June 17, 2025** and that the same is a true and correct transcript of said Resolution and the of the whole thereof.



IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the Town of Riverhead, on **June 18, 2025**

*James M. Rothwell*  
, Town Clerk

**FISCAL IMPACT STATEMENT  
OF PROPOSED RIVERHEAD TOWN BOARD LEGISLATION**

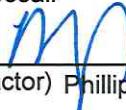
A. Type of Legislation    Resolution <input checked="" type="checkbox"/> Local Law						
B. Title of Proposed Legislation: Awards Rebid 203-213 East Main Street Sewer Improvements, Contract S - Sewers						
C. Purpose of Proposed Legislation:						
D. Will the Proposed Legislation Have a Fiscal Impact?    Yes <input checked="" type="checkbox"/> No						
E. If the answer to section D is "yes", select (a) or (b) below and initial or detail as applicable: <p>(a) The fiscal impact can be absorbed by Town/department existing resources set forth in approved Town Annual Budget (example:routine and budgeted procurement of goods/services)*if selecting E(a), please initial then skip items F,G and complete H,I and J; or</p> <p>(b) The description/explanation of fiscal impact is set forth as follows:</p>						
F. If the answer to E required description/explanation of fiscal impact (E(b)), please describe total Financial Cost of Funding over 5 Years						
<p><b>G. Proposed Source of Funding</b></p> <p>Appropriation Account to be Charged:</p> <table> <tr> <td>ES2-8-8130-230-000-82317 Sewer Treatment – Improvements</td> <td>\$388,000.00</td> </tr> <tr> <td>ES2-8-8130-435-000-82317 Sewer – Prof Svcs - Engineering</td> <td>\$14,800.00</td> </tr> </table> <p>Grant or other Revenue Source:</p> <p>Appropriation Transfer (list account(s) and amount):</p>			ES2-8-8130-230-000-82317 Sewer Treatment – Improvements	\$388,000.00	ES2-8-8130-435-000-82317 Sewer – Prof Svcs - Engineering	\$14,800.00
ES2-8-8130-230-000-82317 Sewer Treatment – Improvements	\$388,000.00					
ES2-8-8130-435-000-82317 Sewer – Prof Svcs - Engineering	\$14,800.00					
H. Typed Name & Title of Preparer: Teresa Baldinucci	I. Signature of Preparer  <b>Teresa Baldinucci</b> Teresa Baldinucci	J. Date 6/13/25				
K. Accounting Staff Name & Title Jeanette DiPaola,	L. Signature of Accounting Staff  Jeanette DiPaola	M. Date 6/16/25				

## PROPOSAL FORM B

THE UNDERSIGNED HEREBY ACKNOWLEDGES RECEIPT OF THE FOLLOWING ADDENDA (IF ANY):

<u>Addendum No.</u>	<u>Dated</u>
1	May 1, 2025
2	May 9, 2025

Signature of person, firm or corporation making this proposal:

  
 (Contractor) Phillip M. Beyer  
 Exec. Vice President  
 (Title)

Mail Address: 171 Freeman Avenue, Islip, NY 11751

Telephone No.: (631) 582-8880 Dated: May 15, 2025

The full names and address of all persons interested in the Proposal or principals are as follows:

<u>Name</u>	<u>Address</u>
Michael S. Beyer, President	95 Brookville Lane, Old Brookville, NY 11545
Phillip M. Beyer, Exec. Vice President	10 White Gate Drive, Old Brookville, NY 11545
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**NOTE: THIS FORM MUST BE COMPLETED BY BIDDER (IF NONE WERE RECEIVED THEN WRITE THE WORD "NONE").**

## PROPOSAL FORM B

TOWN OF RIVERHEAD SEWER DISTRICT  
 BID FOR 203 213 EAST MAIN STREET SEWER IMPROVEMENTS  
 CONTRACT No. RDSD 2403  
 CONTRACT S: SEWERS

All:

The undersigned hereby offers to furnish all labor, equipment, materials, and appurtenances for the **Bid For 203 213 East Main Street Sewer Improvements, Contract S: Sewers** all in accordance with the plans and specifications prepared by H2M architects + engineers.

**TOTAL BASE BID:**

For all work shown, specified and described in the Contract Documents, for the **Bid For 203 213 East Main Street Sewer Improvements, Contract S: SEWERS**, Contract No. RDSD 2403, Sewer Construction for the Town of Riverhead, on behalf of the Riverhead Sewer District, complete and ready for operation, including the total of the cash allowances of Five Thousand Dollars and Zero Cents (\$5,000.00), as specified in Section 012100 – Allowances for the Total Base of:

\$348,000. Dollars and 00 Cents.  
 (IN NUMBERS)

( Three Hundred Forty Eight Thousand Dollars & Zero Cents  
 (IN WORDS) )

**NOTE: THIS FORM MUST BE COMPLETED BY BIDDER**

## PROPOSAL FORM B

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ALL WORK SHOWN AND SPECIFIED IN THE CONTRACT DOCUMENTS & INCLUDED IN THE BASE BID SHALL BE COMPLETED WITHIN NINETY (90) CONSECUTIVE CALENDAR DAYS (SATURDAYS, SUNDAYS AND HOLIDAYS INCLUDED) STARTING TEN DAYS AFTER THE DATE THE OWNER EXECUTED THE CONTRACT. THE COMPLETION DATE WILL BE SET IN THE NOTICE TO PROCEED.

A NOTICE TO PROCEED WILL BE ISSUED AFTER THE CONTRACT HAS BEEN EXECUTED BY THE OWNER.

NOTICE TO PROCEED DATE WILL BE SCHEDULED TO INITIATE ON THE DATE THE PROPERTY OWNER'S DEWATERING CONTRACTOR INITIATES INSTALLATION OF THE DEWATERING SYSTEM PERTAINING TO THIS CONTRACT WORK. THE CONTRACTOR SHALL INCLUDE UP TO A 6 MONTH DELAY FROM CONTRACT EXECUTION TO ISSUANCE OF THE NOTICE TO PROCEED TO ALLOW FOR THE NYSDEC TO ISSUE THE REQUIRED DEWATERING PERMIT TO THE PROPERTY OWNER.

FAILURE OF THE CONTRACTOR TO COMPLETE ALL WORK SHOWN AND SPECIFIED IN THE CONTRACT DOCUMENTS, BY THE ABOVE SPECIFIED TIME, SHALL SUBJECT HIM/HER TO LIQUIDATED DAMAGES, AS SET FORTH IN ARTICLE 7 OF THE CONTRACT, IN THE SUM OF ONE THOUSAND DOLLARS AND ZERO CENTS (\$1,000.00) PER CALENDAR DAY.

THE TOWN BOARD RESERVES THE RIGHT TO AWARD THIS CONTRACT OR TO REJECT ANY AND ALL BIDS.

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**EXCESS COSTS FOR ENGINEERING & INSPECTION**

SPECIFIC DAMAGES WILL BE ASSESSED AND DEDUCTED FROM AMOUNTS OTHERWISE DUE THE CONTRACTOR FOR ADDITIONAL INSPECTION AND CONTRACT MANAGEMENT TIME REQUIRED BEYOND THE CONTRACT COMPLETION PERIOD SPECIFIED ABOVE. SUCH DEDUCTION SHALL BE NO LESS THAN ONE HUNDRED FIFTY DOLLARS (\$150.00) PER HOUR AND NO MORE THAN ONE TWO HUNDRED FIFTY DOLLARS (\$250.00) PER HOUR IN ACCORDANCE WITH THE ENGINEER'S STANDARD BILLING RATE SCHEDULE IN EFFECT WITH THE OWNER AT THE TIME BASED ON CLASSIFICATION OF STAFF.

IN ADDITION, THE OWNER WILL CHARGE TO THE CONTRACTOR, AND WILL DEDUCT FROM THE PARTIAL AND FINAL PAYMENTS DUE THE CONTRACTOR, ALL EXCESS ENGINEERING,

## PROPOSAL FORM B

INSPECTION, LEGAL AND TESTING CHARGES AND EXPENSES INCURRED BY THE DISTRICT AS STIPULATED BELOW:

1. SERVICES AND OTHER SIMILAR CHARGES AS A RESULT OF THE CONTRACTOR'S AND SUBCONTRACTOR'S ERRORS, OMISSIONS OR FAILURE TO CONFORM TO THE REQUIREMENTS OF THE CONTRACT DOCUMENTS.
2. SERVICES AND OTHER SIMILAR CHARGES REQUIRED TO EXAMINE AND EVALUATE ANY CHANGES OR ALTERNATES PROPOSED BY THE CONTRACTOR AND WHICH MAY VARY FROM THE CONTRACT DOCUMENTS.
3. SERVICES AND OTHER SIMILAR CHARGES AS A RESULT OF THE CONTRACTOR'S PROPOSED SUBSTITUTION OF MATERIALS, EQUIPMENT OR PRODUCTS WHICH REQUIRE A REDESIGN OF ANY PORTION OF THE PROJECT, AS CONTAINED IN THE CONTRACT DOCUMENTS AT THE TIME OF BID.
4. SERVICES AND OTHER SIMILAR CHARGES AS A RESULT OF THE CONTRACTOR'S PROPOSED SUBSTITUTION OF PRODUCTS WHICH REQUIRE AN ENGINEERING EVALUATION TO DETERMINE IF THE SUBSTITUTED PRODUCT IS EQUAL TO THAT SPECIFIED.
5. SERVICES AND OTHER SIMILAR CHARGES AS A RESULT OF CHANGES BY THE CONTRACTOR TO DIMENSIONS, WEIGHTS, SIZES, VOLTAGES, PHASE, HORSEPOWERS, MATERIALS OF CONSTRUCTION, AND SIMILAR PHYSICAL OR OPERATING CHARACTERISTICS OF THE PRODUCT FURNISHED WHICH REQUIRE REDESIGN OF THE PROJECT IN ANY WAY.
6. SERVICES AND OTHER SIMILAR CHARGES FOR THE REVIEW OF RESUBMISSIONS OF SHOP DRAWINGS THAT HAVE BEEN MARKED AS "NO EXCEPTIONS TAKEN" OR "MAKE CORRECTIONS NOTED".
7. SERVICES AND OTHER SIMILAR CHARGES FOR THE REVIEW OF SHOP DRAWINGS SUBMITTED MORE THAN THREE (3) TIMES FOR THE SAME PRODUCT OR PORTION OF THE WORK.
8. SERVICES AND OTHER SIMILAR CHARGES IN CONNECTION WITH ANY WORK PERFORMED PAST THE SPECIFIED WORKING HOURS WHICH WILL BE INVOICED TO THE OWNER AT 1.15 TIMES THE ENGINEER'S STANDARD HOURLY BILLING RATE.
9. ENGINEERING AND LEGAL SERVICES, AND SIMILAR CHARGES AS A RESULT OF THE CONTRACTOR NOT COMPLETING ALL THE WORK WITHIN THE SPECIFIED COMPLETION TIME WHICH SHALL NOT BE CONSIDERED AS PART OF THE LIQUIDATED DAMAGES SPECIFIED ABOVE.

## PROPOSAL FORM B

INSPECTION AND CONTRACT MANAGEMENT TIME REQUIRED BEYOND THE CONTRACT COMPLETION PERIOD SPECIFIED ABOVE. SUCH DEDUCTION SHALL BE NO LESS THAN ONE HUNDRED FIFTY DOLLARS (\$150.00) PER HOUR AND NO MORE THAN ONE TWO HUNDRED FIFTY DOLLARS (\$250.00) PER HOUR IN ACCORDANCE WITH THE ENGINEER'S STANDARD BILLING RATE SCHEDULE IN EFFECT WITH THE OWNER AT THE TIME BASED ON CLASSIFICATION OF STAFF.

**BIDDER'S PRINTED NAME & SIGNATURE:**

Bancker Construction Corp.

**PHILLIP M. BEYER EXEC. VICE PRESIDENT**

( Print Name )



( Signature )

**NOTE: THIS FORM MUST BE COMPLETED BY BIDDER**



architects + engineers

538 Broad Hollow Road, 4<sup>th</sup> Floor East  
Melville, NY 11747 | tel 631.756.8000 | h2m.com

May 21, 2025

Tim Allen, Superintendent  
Town of Riverhead / Riverhead Sewer District  
4 West Second Street  
Riverhead, NY 11901

**Via email:** [allen@townofriverheadny.gov](mailto:allen@townofriverheadny.gov)

**Re: Award Recommendation  
203-213 E. Main Street Sewer Improvements ReBid  
H2M Project No.: RDSD2403**

Dear Mr.. Allen:

On May 15, 2025, three (3) bids were received for the referenced construction contract rebid. The bid results are as follows:

Bidder		Total Bid Amount
1	Bancker Construction Corp.	\$348,000.00
2	Excav Services Inc.	\$469,060.00
3	ADJO Contracting Corp	\$350,000.00

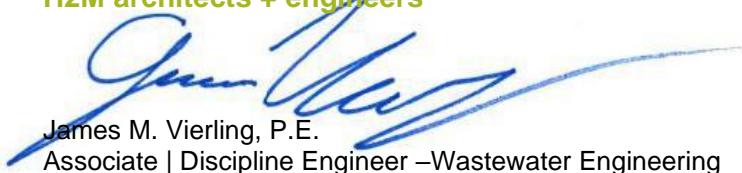
We have reviewed the low bid submitted by Bancker Construction Corp. Based on the information provided by the bidder and our experience on past projects with Bancker Construction Corp., we find this contractor to be qualified in performing projects of similar size and complexity to this project. We also find them to be responsible.

Therefore, we recommend that the contract be awarded to Bancker Construction Corp. for THREE HUNDRED FORTY-EIGHT THOUSAND DOLLARS AND ZERO CENTS (\$348,000.00). They can be reached as follows: Mr. Phillip M. Beyer, Vice President, 171 Freeman Avenue Islip, NY 11751, (631) 582-8880, (631) 582-3698 (fax).

Should you have questions or require further information, please feel free to contact our office at (631) 756-8000 extension 1441.

Very truly yours,

**H2M architects + engineers**



James M. Vierling, P.E.  
Associate | Discipline Engineer –Wastewater Engineering

cc: Tim Allen (Riverhead Sewer District)  
CAW, NFB (H2M)

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