



# Allentown

435 Hamilton Street  
Allentown, Pa. 18101

## Minutes - Final

### City Council

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Wednesday, August 1, 2018

5:30 PM

Council Chambers

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#### Contract Approval Meeting

#### CALL TO ORDER: PRESIDENT ROGER MACLEAN

**Present:** 7 - Candida Affa, Roger MacLean, Courtney Robinson, Cynthia Mota, Daryl Hendricks, Julio Guridy, and Ed Zucal

[15-2438](#)

R90

Authorization for one-year contract with ABE Fence, Inc. to provide emergency services for fencing and guardrail repair - 2 bids, contract can be renewed for 2 additional one year periods.

**Attachments:** [R90 Request for Council Approval -ABE Fence Bid 2018-11](#)

Ms. Jessica Baraket stated that this is for as needed fencing repair, Bid #2018-11. The bid was sent out on Public Purchase. Sixteen vendors accessed the bids. We did receive one bid response and one no bid response. We recommending an award to ABE Fence.

Mr. Roger MacLean stated that when he read it he did see it was an hourly price in there. Is it depending on what time they are called out?

Ms. Jessica Baraket stated that it is based off of a premium and non-premium rate. This is for as needed emergency services. If it is for a planned project, it is going to be quoted out separately. This is for something when we have to call them out in an emergency situation. We do have pricing set for a premium rate and a non-premium rate. Obviously, we would use the non-premium rate unless it would warrant a premium rate on the weekend or after hours.

Ms. Candida Affa asked if there were any comments on this.

Mr. Courtney Robinson asked what are the rates.

Ms. Jessica Baraket stated that the rates were \$100 hour per person and a material contract. It is a percentage above whatever the material that is a set percentage.

Mr. Courtney Robinson asked what is the premium rate if we have to call

them out on an emergency. What account does this come out of? He asked if the city used the services last year, and if so, what were the costs on it?

Ms. Jessica Baraket stated \$200. It is as needed. If it is a Parks Program, it will come out of Parks. If it is Streets, then it will come out of streets. It is for as needed. That information is unknown. We did use them under a different vendor.

Mr. Craig Messinger stated that we did not have it setup this way. It was basically as needed services and we will go out and get three quotes, depending on what the price for it. We did not have an on-call emergency contract.

Mr. Courtney Robinson asked if the \$100 or \$200 will end up being a cost-savings for us if we have the contract with them, if we have to use them.

Mr. Craig Messinger stated that it will be equal to what it will be.

Mr. Ed Zucal asked about the guardrail repair, since some are part of the state highway, will we be getting reimbursed from the insurance companies as a result of the repairing costs.

Mr. Daryl Hendricks asked how often did we utilize these services.

Mr. Craig Messinger stated that we could have utilized them three or four times a year. We are trying to work with the contractors and their time too. These are things we have to act on right away.

Mr. Julio Guridy asked if it is a state road, doesn't the state take care of it themselves.

Mr. Craig Messinger stated that you have to remember all the intersections of the traffic signals, and the lights are part of our permit. We have to have regulations through the state. If it is an accident, it is something that will be reimbursed.

Ms. Candida Affa asked if there were any questions from the public.

**Yes:** 7 - Candida Affa, Roger MacLean, Courtney Robinson, Cynthia Mota, Daryl Hendricks, Julio Guridy, and Ed Zucal

Enactment No: 29681

[15-2439](#)

R91

Authorization for Contract with Wood Environmental and Infrastructure

Solutions, Inc., in the amount of \$283,530.00 to assist with the stormwater program development, implementation, and management services, 2 year contract may be extended by 1 year, 3 bids received, 1 vendor sent letter to decline..

Attachments: [R91 Request for Council Approval - Wood Bid 2018](#)

Mr. Roger MacLean asked Mr. Messinger about R91.

Mr. Craig Messinger stated that understanding that this was all part of our 10 year plan that we provided to Council before. This is the next process that is necessary. We don't take it lightly when we can actually have something in-house rather than a consultant. We need to get this done in the timeframe that is necessary. We feel this is something that was part of the process and brought forward and we still feel this is something that should be done from a consultant. The main part of it is permit compliance.

Mr. Roger MacLean asked if there were any questions from Council.

Mr. Daryl Hendricks asked if there will be paid for out of the Stormwater fees.

Mr. Craig Messinger stated yes.

Mr. Courtney Robinson asked about the renewal costs for the contract. He is asked what is the cost on the one year renewal at the end of the contract. He asked for a quick run-down on what they are going to be doing.

Mr. Craig Messinger stated that it is a two year contract and is a totally separate RFP. He stated that if some of the work is completed, it would be under the same price that is put forward. He stated it is our Stormwater Management Plan and is getting us into compliance for our new permit and to come into compliance. The EPA and DEP have to be ok with it. What is the next process that we need to do? Our permit was back in 2004 and now we are 14 years later and it's 2018 with all the extra requirements that they have.

Mr. Roger MacLean asked if there were any other questions from Council or the public.

Mr. Lou Hershman stated that it will help when you put these things together and reads on the lowest responsible bidder, but has the names of the other bidders. He asked for the amount of the other bids. He asked Mr. Hartzell look into the new bidding procedure on the Reverse Auction Bids.

Ms. Jessica Baraket stated that we can do that for bids, but this is an RFP.

The price is not the primary consideration of this, but we can definitely do that. For this it is not really relevant because it is only a small percentage of what it is evaluated on.

Mr. Roger MacLean stated that is not in front of us.

Mr. Julio Guridy stated that he doesn't think they can do that. When you have a bid, especially a construction bid, it is the lowest bidder.

Mr. Roger MacLean stated that this is an RFP. You don't want to confuse the two.

Ms. Jessica Baraket stated that a Reverse Auction is a bidding tool, but it is not appropriate in this situation. It would not be relevant, but the RFP does have language that does allow for negotiation with whoever the final vendor is and part of our process. We go through the evaluation committee. We do have room for negotiation.

Mr. Lou Hershman asked if it would benefit the city of Allentown to adopt something in writing that the city is involved in Reverse Auction Bidding.

Ms. Jessica Baraket stated that we have language in our documents that relate to Reverse Auction.

Mr. Roger MacLean asked if the negotiations don't work out with the company, does it go back out again.

Ms. Jessica Baraket stated no, we can negotiate with other vendors.

Mr. Roger MacLean asked if there were any questions from the public.

**Yes:** 7 - Candida Affa, Roger MacLean, Courtney Robinson, Cynthia Mota, Daryl Hendricks, Julio Guridy, and Ed Zucal

Enactment No: 29682

**ADJOURNED: 5:43 PM**