

# **Dearcop Farm Soil Consolidation and Cover System**

**Town of Gates, Monroe County, New York  
Site No. 828016**

**FEBRUARY 26, 2024**

## **ADDENDUM No. 1**

**TO CONTRACT D012980**



**Department of  
Environmental  
Conservation**

**Prepared by:**

**New York State Department of Environmental Conservation  
Division of Environmental Remediation**

**and**

**Ecology and Environment Engineering and Geology, P.C.**

**NYSDEC Pre-Bid Meeting  
Dearcop Farm  
Site No. 828016  
Contract No. D012980  
Tuesday February 20<sup>th</sup>, 2024, 11 AM EST**

Opening remarks

The agenda for the mandatory pre-bid meeting is as follows:

- A. Introductions
- B. General Site Information
- C. Bid Package Requirements
- D. Bid Opening and Acceptance
- E. Technical Elements of the Work
- F. Site Walk
- G. Questions & Answers

A. Introduction

- Dearcop Farm, 92 Dearcop Road, Gates, Monroe County NY.
- Department/Engineer Representatives
  - DEC
    - Alan Wong, PM
    - Ben Rung, Section Chief
  - E&E (Ecology and Environment Engineering & Geology, P.C.)
    - Laura Woyshner, Engineer
    - Simon Wolfling, Engineer
- All attendees intending to bid **MUST SIGN** the attendance sheet. Attendance at the pre-bid conference is a condition of bidding.

Attendees of the pre-bid meeting will receive the sign-in sheet and meeting minutes under the cover of Addendum No. 1. Addendum No. 1 will contain responses to questions received at the pre-bid conference. **(Attachment A)**

B. General Site Information

- The project involves the implementation of remedial activities at the Dearcop Farm (site), located at 92 Dearcop Road, Town of Gates, Monroe County, New York. The remedial activities include, but are not necessarily limited to:
  - Mobilization/demobilization;
  - Construction of a site access road;
  - Site clearing and grubbing;

- Intermediate grading of the site to accommodate landfill cover and appropriate drainage;
  - Installation of a landfill cover system;
  - Installation of a gravel turnaround;
  - Decommissioning of existing monitoring wells; and
  - Site grading and restoration.
- The site is approximately 6 acres. The east side of the site is bordered by the Canal and highway to the north and west. Industrial/commercial areas are to north and east. Residential areas are to the west and south. DOT property and right-of-way are along the north side of the site.

C. Bid Package and Administrative Requirements

1. Completed bids must be sent using a sealed envelope addressed as follows:

Attention: Justin Lennox  
Bureau of Expenditure Accounting  
NYS Department of Environmental Conservation  
625 Broadway, 10th Floor  
Albany, New York 12233-5027

**Bid Submission – Do Not Open – Time Sensitive**

Project Name: Dearcop Farm No. 828016  
Contract No.: D012980  
Opening Date and Time: March 14<sup>th</sup>, 2024, at 1:00 PM EST

2. Bidding Information and Requirements are stated in **Sections III and IV**. Bid Forms and Attachments to be provided in the Bid Package are outlined in **Section V- Article 1**.
  - The DEPARTMENT has gone to a paperless/electronic bid document procurement process for this project. There is no cost for electronic copies of the contract documents available on the NYSDEC web site. Parties interested in stamped, “biddable”, Contract Documents and Drawings should visit the FTP link below.
    - FTP Site (Biddable):  
<https://extapps.dec.ny.gov/fs/programs/der/bid/Dearcop%20Farm%20Site/>
  - Proposals will be accepted only from bidders who attended the Pre-Bid Conference held February 20, 2024, as documented in Attendance Sign-In Sheet(s).

- All cost proposals must be made on the official proposal form **Section V – Bid Form** – costs specified in words and figures. Department reserves the right to reject any Bid in which the Bid prices appear to constitute an unbalanced Bid for the work. If there is discrepancy in Bid between Unit and extended totals, the unit prices shall govern, and prices written in words shall govern.
  - Each proposal must be accompanied by a deposit or a bid bond in the amount of five percent (5%) of total bid amount.
  - MWBE and SDVOB goals are set at 30% and 6%, respectively, of bid value. Baseline Utilization Plans (MWBE, SDVOB, and Workforce) will be required as part of the contract evaluation process, waivers must be prepared should percentages fall under the requirements stated above. Contractor must demonstrate “good faith efforts” in solicitation of services.
  - Insurance requirements – See **Section V, Article 3 (a)** and General Conditions **Section VIII, Article 4** for insurance required.
    - For this work the contractor is expected to obtain Workers’ Compensation, Disability Benefits, Commercial General Liability, Business Automobile Liability, Environmental Liability, Professional Liability, Owners and Contractors Protective Liability, Contractor’s Equipment, and Umbrella Excess Liability.
  - Experience Requirements – Outlined in **Section IV, Article 4** – The Bidder must have a minimum of three (3) years satisfactory experience in construction of the work to be performed. This experience must include the installation of landfill cover systems. Experience must also include the decommissioning of groundwater monitoring wells. For work to be deemed satisfactory, the work must have been performed with required oversight from a certified state, local or other municipal entity directing the work.
  - Prevailing Wage Rates – link to DOL current rates is provided in **Section XIII**. Contractor is responsible for updating rates to operating schedule and providing prevailing wage reports with Applications for Payment.
3. Prime Contractor must have an active and updated NYS Vendor Responsibility Questionnaire on file. Reference Contract **Section V, Article 2 (c)** for additional information.
  4. Subcontracting is limited to 30% percent on this project. (Does not include transportation and disposal). Contractors must submit Vendor Responsibility Questionnaire (CCA-2) for any subcontracted work over \$10,000.

5. All questions, administrative and technical must be submitted in writing to the Department's Designated Contact, Alan Wong, no later than 5:00 PM on February 27<sup>th</sup>, 2024, by e-mail at [alan.wong@dec.ny.gov](mailto:alan.wong@dec.ny.gov). Responses to written questions will appear in Addendum 2 on or about March 1<sup>st</sup>, 2024. Any questions received after the date prescribed above will not be answered.
6. Contract Time- **Section VI, Article 6**

The Effective date of Agreement is the date the Contract is executed by the Office of the New York State Comptroller.

- a. The Work will be Substantially Completed within one-hundred and thirty-nine (139) calendar days from the Effective Date of the Agreement plus twenty (20) calendar days.
- b. The Work will be completed and ready for final payment in accordance with the General Conditions within one-hundred and sixty-nine (169) calendar days from the Effective Date of the Agreement plus twenty (20) calendar days or within 30 days of substantial completion, whichever is sooner.

D. Bid Opening and Acceptance

1. Bids will be accepted until March 14<sup>th</sup> at 1:00 PM EST at which time bids will be opened and read publicly at NYSDEC office located at 625 Broadway Albany, New York. All bids must be submitted prior to 1:00 PM EST by mail at the address provided in Contract Documents or by hand delivery. Bid opening will be available on a virtual platform, details to be provided under addendum. No Late Bids will be accepted. Late Bids, if received, will be returned to the sender unopened.
  - Potential bidders are welcome to attend the bid opening in person. Those individuals hand delivering bids or attending the opening must make arrangement with the Designated Contact, Alan Wong, [alan.wong@dec.ny.gov](mailto:alan.wong@dec.ny.gov) prior to 12:00 PM EST on March 13<sup>th</sup>, 2024 so that clearance through building security may be obtained.
2. NYSDEC will retain the lowest three bids for evaluation. The bid bonds or certified checks of the three lowest bidders will be held until contract execution. Within a few days after the bid opening, the DEPARTMENT will notify the apparent low bidder via email and by letter, and request that the low bidder submit the items included in **Section III, Article 5.b** to the DEPARTMENT within five (5) calendar days. The remaining bidders will be notified in writing that they were not the apparent low bidder.

## E. Technical Elements of the Work

- **Drawings, Specification Sections X and X1** should be reviewed carefully.
- RFIs and Field Orders will be utilized as necessary to clarify and/or modify contract requirements.
- BID as specified - No interpretation for “of equal” substitutions will be given during the bid period.
- Upon contract execution, elements of the work that depart from the Specification will be considered a substitution and will require Engineer and Department review and approval prior to implementation.
  
- Engineer review of critical technical information:
  - Work Hours – Mon-Fri 07:30-18:00
  - Permits – All work permits will be the responsibility of the contractor. Refer to specification section 01 10 00 “Summary”.
  - Fencing – Portions of the site fence are to be replaced, others are to be protected in place. Refer to Drawings for locations.
  - Monitoring Well Protection and Decommissioning – 3 wells are to be protected in place. 5 wells are to be decommissioned. Refer to Drawings for locations and specification section 33 24 13 “Well Abandonment”.
  - Surveying – Refer to specification section 02 21 00 “Surveying” for a list of required site surveys.
  - Culvert cleaning – Refer to specification section 33 41 00 “Flushing, Cleaning, & Inspection of Culverts”.
  - Temporary stormwater management – Contractor to submit a SWPPP and Construction Water Management Plan. Refer to specification sections 31 23 19 “Construction Water Management” and 01 50 00 “Temporary Facilities, Controls, and Decontamination”.
  - Waste Management, Disposal and Transport – Waste materials found onsite, such as slag and debris, are to be incorporated into intermediate grading. Refer to specification section 01 74 19 “Waste Management and Disposal”.
  - Contractor responsibility for Community Air Monitoring – Three air monitors will be required. Refer to specification 01 35 29 “Contractor’s Health and Safety Plan”.
  - Green /Sustainable Metric Goals and Reporting – Refer to specification section 01 89 29 “Green Remediation Practices”. Form A, included in the specification, is to be submitted with contractor’s application for payment.

## D. Site Walk

A site walk was conducted by the DEPARTMENT to allow bidders to review current site conditions. The pre-bid meeting was adjourned following the site walk.

E. Questions and Answers

- a. Documented Q&A in writing (**Attachment B**)

END OF MEETING MINUTES

**Attachment A**  
**Pre-Bid Conference Attendees**



Name	Company Name	Company Address	E-mail Address	Phone Number
Eric Hoban	Sessler Env. Services	1330 Research Forest Macedon NY	ehoban@ Sesslerenv.com	585-721-5797
Jon Heerkens	LaDella	300 State S ste 201 Rochester 14614	Jheerkens @ Ladella.com	585-734-0735
MATTHEW COBB JEFF SWAN	LG EVANS	1823 LAKEVILLE RD, AVON	MCOBB@LGEVANS INC.COM	585-453-2152
Nick HALLIDAY	The Environmental/ Service Group	177 WALES AVE Tonawanda, NY	nhalliday@ essenv.com	716-983 0783
Brian Harris		6843 Hatter Rd. Newfane NY 14108	bharris01@gmail.com	716-870- 0993

Name	Company Name	Company Address	E-mail Address	Phone Number
Kristin Savard PE	Advanced WBE Civil & Observation	761 Cayuga St Lewiston NY	Kristin.Savard @adgeniengineers .com	716- 946- 2410
Nick D'Ambrosio Nick D'Ambrosio	Keeler Construction Keeler Construction	13519 West Lee Rd Albany NY 13519 West Lee Rd, Albany NY	nickd@keelerconstruction.com nickd@keelerconstruction.com	585-589-4481 585-589-4481
Shawn Bell	Shawn Bell's Truckings SB Trucking	9 YANKEE CT Roch, NY 14624	SbTrucking@ Frontier.net.net SbTrucking@Frontier.net.net	585-709-5118
Matt Beres	Miles Ford Construction Partners	100 Tech Park Dr Rochester	mberes@ milesfordconstructionpartners.com	585-721-8409

**NYSDEC Pre-Bid Meeting Sign-in**  
**Dearcop Farm**  
**Site No. 828016**  
**Contract No. D012980**  
**Tuesday February 20<sup>th</sup>, 2024, 11 AM EST**

	Company	Name	Phone	Email
1	The Environmental Service Group	LT Humphrey	716 9483691	Lhumphrey@ESGEnv.com <b>Lhumphrey@ESGEnv.com</b>
2	Zoladz Construction	Chris Couert	315-521-9294	chris c @ Zoladz.com
3	Handy/E Transportation & Delivery	Tim Handley	(585) 797-7737	chhandley@handy.com
4	TME Corp	Joe Lester	605-350-8672	Joseph.Lester@lcsentimentation.com
5	Mark Cerrone	meissa Kunes	585-919-9159	MKUNES@MARKCERRONE.COM
	MARK CERRONE	Bob Miller	585 764-5369	RMiller@MARKCERRONE.COM

7	DA Collins	Ray Hlodik	518-705-9320	estimating@dacollins.com
8	DA Collins	Jeff Beecher	518-664-9855	rhlodik@dacollins.com
9	Republic Services Inc	DAVID WOODKUFF	315 273 8262	David.woodkuff@userecolort.com
10	Rochester pipeline Inc	Arron Vandenberg	585-329-7518	RochesterPipeline@yahoo.com
11	LAND REMEDIATION	MATT WARREN	315-418-6642	MJWG@LAND-REMEDICATION.com
12	Marcy Excavation Services	Connor McNeil	515-868-5270	cmcneil@marcyexcavation.com
13	Sessler Env.	Walter Keyes	585 261 4264	WalterK@SesslerEnv.com
14	NW Contracting	Brice Reed	716 864-7474	brice@NWContracting.com

	E-Tank E-Pan	Matthew Kichman	716-796-3355	M Kichman © E-tank.net
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**Attachment B**  
**Questions and Responses**

**ATTACHMENT B  
QUESTIONS AND RESPONSES  
NYSDEC Pre-Bid Meeting  
Dearcop Farm  
Site No. 828016  
Contract No. D012980  
Tuesday February 20<sup>th</sup>, 2024, 11 AM EST**

**Questions during Pre-Bid Meeting:**

**Question 1:** Has NYSDEC completed any portions of the highway work permit?

**Response 1:** No. NYSDEC has coordinated with NYSDOT and been informed that highway work permit PERM-33 will be required. NYSDEC will be applicant, contractor will be joint applicant.

**Question 2:** What needs to be done with the drums onsite?

**Response 2:** Drums will be disposed of by others before Contract work begins.

**Question 3:** Can stumps be split or must they be chipped?

**Response 3:** Stumps, tree trunks, and limbs that are too large for chipping may be split. Refer to specification section 31 10 00 "Site Clearing" for more detail.

**Question 4:** What happens to the wood chips from tree clearing?

**Response 4:** Wood chips can be used onsite, including incorporation at less than 5% by volume within intermediate grading.

**Question 5:** What is the length of culvert to be cleaned?

**Response 5:** The culvert is approximately 130 feet long.

**Question 6:** Will the contractor have access to the DOT median?

**Response 6:** The contractor must make all required notifications to NYSDOT, adhere to NYSDOT Permit conditions, as well as provide required signage. See Appendix A for DOT signage detail.

**Question 7:** Does sediment from the culvert need to be disposed of offsite?

**Response 7:** Sediment may be placed within intermediate grading.

**Question 8:** Does water from the culvert need to be disposed of offsite?

**Response 8:** Culvert water is to be sampled in accordance with specification 01 43 36 "Sampling" and be disposed of offsite at a facility permitted to accept such waste and in accordance with all NYSDEC regulations for transportation and solid waste disposal.

**Question 9:** Is there sampling data for culvert sediment and water, and site soils?

**Response 9:** There is no sampling data for culvert water. Culvert sediment was sampled as part of the Phase 2 Remedial Investigation (August 1993). Site soil sampling information from previous investigations is summarized in the ROD. The ROD and Phase 2 Remedial Investigation report can be found here: [Index of /data/DecDocs/828016 \(ny.gov\)](https://data.dec.ny.gov/data/DecDocs/828016).

**Question 10:** Are there CAD files for distribution?

**Response 10:** Yes, Contractors may obtain the project CAD files for reference. In order to obtain CAD files, please fill out the "Electronic Drawing Files Release Agreement Form" provided in Appendix B, email it to Alan Wong ([Alan.Wong@dec.ny.gov](mailto:Alan.Wong@dec.ny.gov)) AND Laura Woyshner ([Laura.Woyshner@wsp.com](mailto:Laura.Woyshner@wsp.com)), and you will be provided access to download the files from a file sharing site.

**Question 11:** What are office trailer requirements?

**Response 11:** Please refer to specification section 01 52 11 "Engineer's Field Office" and 01 52 13 "Contractor's Field Office and Sheds".

**Question 12:** What are the contaminants of concern?

**Response 12:** PCBs, pesticides, and various heavy metals and VOCs have been found in site soils. Site soil sampling information from previous investigations is summarized in the ROD. The ROD and investigation reports can be found here: [Index of /data/DecDocs/828016 \(ny.gov\)](https://data.dec.ny.gov/data/DecDocs/828016).

**Question 13:** What are cut and fill quantities?

**Response 13:** Refer to Contract documents for bid quantities. Proposers are reminded to bid as specified.

**Question 14:** Does the SWPPP need to be written by a PE?

**Response 14:** The SWPPP shall be prepared and stamped by a NYS-licensed Professional Engineer. Please refer to specification section 01 50 00 "Temporary Facilities, Controls, and Decontamination" for further details.

**Question 15:** When is the estimated start of construction?

**Response 15:** Approximately June 2024

**Question 16:** Is SWPPP submittal included as 5- or 14-day submittals?

**Response 16:** The SWPPP is not a part of the 5- or 14-day submittals.

**Question 17:** When will tree clearing be completed?

**Response 17:** Tree clearing will be completed no later than March 31, 2024.



**Question 18:** How frequently do SWPPP inspections need to be performed?

**Response 18:** Weekly.

**Question 19:** Does the contractor need to get a SPDES permit?

**Response 19:** No.

**Question 20:** What is the cost estimate for the work?

**Response 20:** Per project advertisement, the estimated range for this work is \$2,500,000 to \$5,000,000. Please see Section 1 of the contract documents for additional details.

**Question 21:** How much clearing and grubbing work is there?

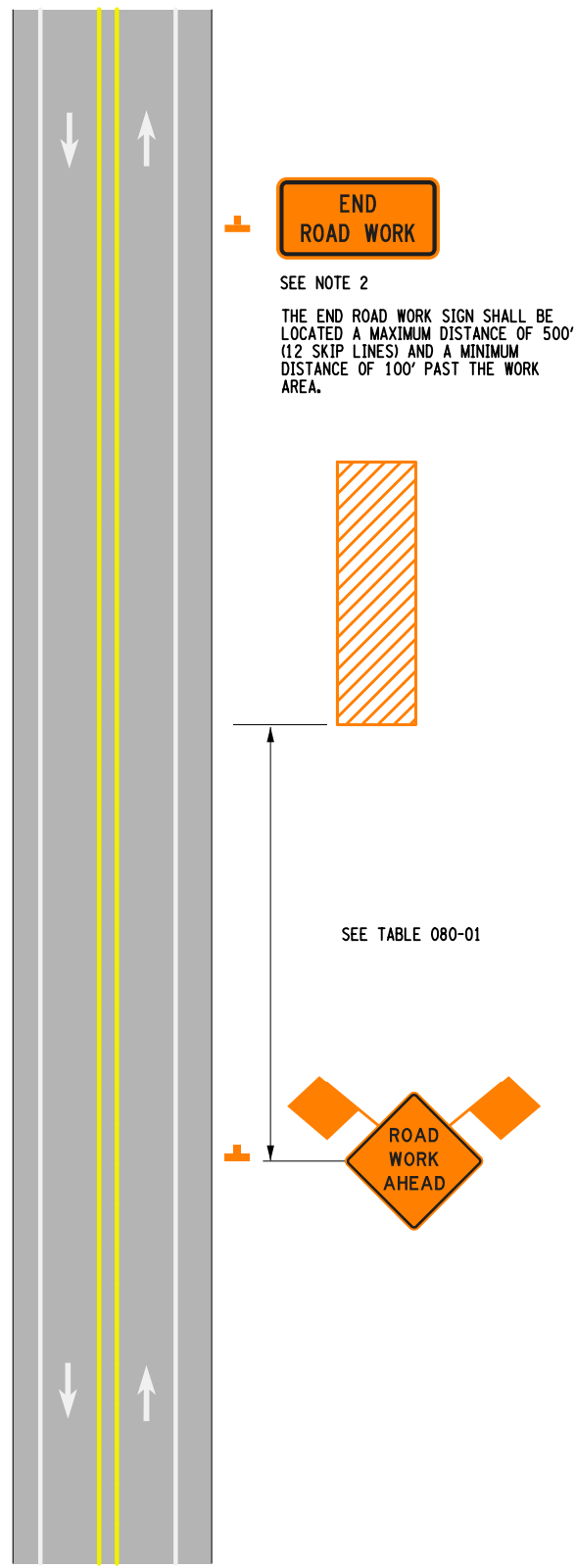
**Response 21:** The limit of work encompasses 7.66 acres.

**Question 22:** What are the contractor water management requirements?

**Response 22:** Please refer to specification section 31 23 19 "Construction Water Management".

END OF QUESTIONS AND RESPONSES

**Appendix A**  
**NYSDOT Work Zone Traffic Detail**



NOT TO SCALE

NOTES:

1. THIS SETUP IS A SPECIAL OPERATION, AND CAN BE USED REGARDLESS OF THE WORK DURATION WHEN WORK IS PERFORMED BEYOND THE SHOULDERS WITHIN THE RIGHT-OF-WAY.
2. END ROAD WORK SIGN MAY BE OMITTED IF WORK DURATION IS LESS THAN 1 HOUR.

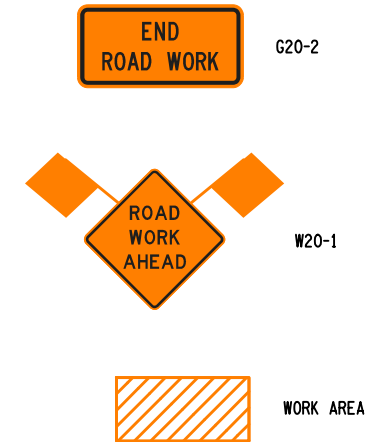


TABLE 080-01: ADVANCE PLACEMENT SIGN DISTANCE

ROAD TYPE	DISTANCE BETWEEN SIGNS
URBAN (≤ 30 MPH*)	100
URBAN (35-40 MPH*)	200
URBAN (≥ 45 MPH*)	350
RURAL	500
FREEWAY	1000

\* PRECONSTRUCTION POSTED SPEED LIMIT

TABLE 080-02: REQUIRED SIGN SIZES\*

SIGN	NON-FREEWAY	FREEWAY
G20-1	36x18	48x24
W20-1	36x36	48x48
WARNING FLAG	18x18	18x18

\*FREEWAY SIZES MAY BE USED ON NON-FREEWAY, IF SPACE CONSTRAINTS DO NOT EXIST.



Department of Transportation

U.S. CUSTOMARY STANDARD SHEET

WORK ZONE TRAFFIC CONTROL  
 ALL ROADWAYS  
 WORK BEYOND SHOULDER

APPROVED DECEMBER 2, 2021

ISSUED UNDER EI 21-028

*Robert Limoges*  
 ROBERT LIMOGES, P.E.  
 DIRECTOR, OTSM

619-080

**Appendix B**  
**Electronic Drawing Files Release**  
**Agreement Form**



**ELECTRONIC DRAWING FILES RELEASE AGREEMENT FORM**

**Project Name: Dearcop Farm Soil Consolidation and Cover System**

**Project Site Number: EE1705007.0020**

**Electronic Files Transmitted: Electronic version (CADD) files of the Project Plan Sheets version "Issued for Bids"**

This release agreement dated February 26, 2024, between NYSDEC (RECIPIENT), and Ecology and Environment Engineering and Geology, P.C. (hereinafter referred to as "EEEGPC"), for the exchange of electronic files (via CD, Flash Drive, Email, FTP Sites, etc.) containing information related to the Dearcop Farm Soil Consolidation and Cover Project (hereinafter referred to as the PROJECT) for use by the RECIPIENT.

Therefore, RECIPIENT and EEEPC agree as follows:

1. The electronic files provided to RECIPIENT by EEEGPC, for the PROJECT may be used by RECIPIENT. RECIPIENT agrees that use of the electronic files shall be without liability or legal exposure to EEEGPC. RECIPIENT agrees to waive and release EEEGPC from any and all claims arising out of RECIPIENT's or its contractors, use of the files, including but not limited to circumstances in which RECIPIENT or its contractors choose to alter the files, in any way, in whole or in part.
2. Because information and data provided electronically may be altered, whether inadvertently or otherwise, EEEPC reserve the right to retain copies of the electronic file(s) and to remove from the electronic files provided to RECIPIENT all identification (such as logo, professional seal, etc.) reflecting the involvement of EEEGPC in their preparation.
3. The electronic files are read-only copies of the design drawings in AutoCAD format, provided solely as a convenience to RECIPIENT by EEEGPC, and shall NOT be considered "Drawings of Record" or as "Construction Documents."
4. RECIPIENT is advised to check all electronic media for viruses before loading the files. RECIPIENT is fully responsible for intercepting and disabling viruses, if any, that may be inadvertently transmitted with the electronic files and hereby agrees to indemnify and hold EEEGPC, harmless from and against all claims of any type or nature asserted by RECIPIENT or any party as a result of viruses inadvertently transmitted with the electronic files.
5. Files distributed electronically are subject to data erosion, erasure, and/or alteration, and computer systems and software become obsolete in time. By accepting these electronic files, RECIPIENT acknowledges these risks and agrees to waive all claims against EEEGPC, should data erosion, erasure, and/or alteration of these electronic files occur.
6. RECIPIENT represents and warrants that the below signatory has legal authority to execute and deliver this release, thereby binding Recipient to the terms and conditions herein.

ACCEPTED FOR RECIPIENT:

ACCEPTED FOR

Company:

Ecology and Environment Engineering and Geology, P.C.:

By: \_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Title: Project Manager

Date: \_\_\_\_\_

Date: \_\_\_\_\_

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