



# The New York State Contract Reporter

*NYS' official source of contracting opportunities  
Bringing business and government together*

This document printed  
Friday, 12/09/2022

## Contracting Opportunity

**Title:** South Battery Park City Resiliency Project: Pier A Plaza / Battery Site Work and Near Surface Isolation (NSI) Construction Services

**Agency:** Hugh L. Carey Battery Park City Authority

**Division:** Procurement

**Contract Number:** TBD

**Contract Term:** Thirty (30) Months

**Date of Issue:** 12/09/2022

**Due Date/Time:** 02/07/2023 1:00 PM

**County(ies):** All NYS counties

**Location:** Battery Park City

**Classification:** Construction Horizontal: Highways & Roadways; Maintenance, Repair & New Construction - *Construction*

**Opportunity Type:** General

**Entered By:** Robert Nesmith

**Description:** **Description of Goods or Services to Be Bid**

Battery Park City Authority ("BPCA") requests proposals (individually, a "Proposal" and collectively, the "Proposals") from Proposers (individually, a "Proposer" and collectively, the "Proposers") to provide construction services for the Pier A Plaza and The Battery site work component (the "Pier A/Battery Services") as well as the near-surface drainage isolation ("NSI") construction work (the "NSI Work") of the South Battery Park City Resiliency Project.

The Pier A/Battery component of the Work will involve the installation of a flood barrier system, as well as demolition, re-grading, and re-construction of specified landscape elements, at Pier A Plaza and The Battery. The flood barrier system will entail the construction of deployable flip-up gates, the raising of the existing at-grade site elevation with a reinforced concrete wall, and the installation of exposed flood walls that will span the Battery Tunnel Underpass and the Brooklyn-Battery Tunnel. The NSI Work will consist of the installation of an interceptor isolation gate within the existing regulator structures, which would be closed during a flood event to prevent the flow of storm surge from rising through the interceptor line and reaching the street level.

Interested parties may download the complete request for proposals ("RFP")

by visiting BPCA's website at [www.bpca.ny.gov](http://www.bpca.ny.gov) and clicking on the "Opportunities" tab. **All Proposals must meet the requirements listed in the RFP.**

As stated in the RFP, firms interested in responding to the RFP must complete the Mandatory Forms Packet located on BPCA's website at <https://bpca.ny.gov/wp-content/uploads/2015/03/Mandatory-Forms.pdf>. The completed forms must accompany the firm's proposal.

### **Restricted Period**

Proposers are restricted from making contact with anyone other than the Designated Contacts (identified below) during the period from the time of publication of this advertisement through approval of the procurement contract by BPCA (the "Restricted Period"). Employees of BPCA are required to record certain contacts during the Restricted Period, including, but not limited to, any oral, written or electronic communication with a governmental entity under circumstances where a reasonable person would infer that the communication was intended to influence the governmental entity's conduct or decision regarding the governmental procurement, and to make a determination of responsibility based, in part, upon any such contact. Failure to abide by this process may result in a finding of non-responsibility.

### **Eligibility / Qualifications Requirements / Preferences**

Minority-Owned Business Enterprises ("MBE"), Women-Owned Business Enterprises ("WBE") and Service-Disabled Veteran-Owned Business Enterprises ("SDVOB") are encouraged to submit Proposals. All Proposers must submit with their proposal a copy of its Equal Employment Opportunity or Diversity policy along with a breakdown of all company staff by job classification, race and gender. For questions on MBE/WBE/SDVOB participation, joint ventures and sub-contracting goals ONLY, please contact "Diversity Designated Contact": Mr. Justin McLaughlin-Williams at 212.417.2337.

### **MBE/WBE UTILIZATION GOAL REQUIREMENTS FOR BPCA CONTRACTS:**

In accordance with Article 15-A of the New York State Executive Law and regulations adopted pursuant thereto, BPCA has established separate goals for participation of New York State Certified minority and women-owned business enterprises for all state contracts. BPCA is required to implement the provisions of Article 15-A and 5 NYCRR Part 143 for all state contracts (1) in excess of \$25,000 for labor, services, equipment, materials or any combination for the foregoing and (2) in excess of \$100,000 for real property renovations and construction. For purposes of this procurement, the Organization hereby establishes a goal of 15% for Minority-owned Business Enterprises (MBE) participation and 15% for Women-owned Business Enterprises (WBE) participation. (We are happy to work with you to help you identify opportunities for M/WBE participation, joint ventures and

sub-contracting). As a condition of this procurement, the Proposer and BPCA agree to be bound by the provisions of §316 of Article 15-A of the Executive Law regarding enforcement. Proposers must document “good faith efforts” to provide meaningful participation by certified M/WBE subcontractors or suppliers in the performance of the awarded contract. For guidance on how BPCA will determine a Proposer’s “good faith efforts,” refer to 5 NYCRR § 143.8. Additionally, Proposers must refer to Mandatory Forms of this document for a list of forms that must be provided in order to fully comply with Article 15-A of the New York State Executive Law and 5 NYCRR Part 143.

**SDVOB UTILIZATION GOAL REQUIREMENTS FOR BPCA CONTRACTS:** In accordance with Article 17-B of the New York State Executive Law and regulations adopted pursuant thereto, BPCA has established separate goals for participation of New York State Certified service-disabled veteran-owned business enterprises for all state contracts. BPCA is required to implement the provisions of Article 17-B and 9 NYCRR Part 252 for all state contracts (1) in excess of \$25,000 for labor, services, equipment, materials or any combination for the foregoing and (2) in excess of \$100,000 for real property renovations and construction. For purposes of this procurement, the Organization hereby establishes a goal of 6% for Service-Disabled Veteran-Owned Business (SDVOB) participation. (We are happy to work with you to help you identify opportunities for SDVOB participation, joint ventures and sub-contracting). As a condition of this procurement, the Proposer and BPCA agree to be bound by the provisions of 9 NYCRR §252.2 regarding enforcement. Proposers must document “good faith efforts” to provide meaningful participation by certified SDVOB subcontractors or suppliers in the performance of the awarded contract. For guidance on how BPCA will determine a Proposer’s “good faith efforts,” refer to 9 NYCRR § 252.2(s).

**BPCA reserves the right to cancel or withdraw in whole or in part this RFP at its sole discretion. Proposers will be notified in the event the RFP is cancelled via the BPCA website.**

**Service-Disabled Veteran-Owned Set Aside: No**

**Minority Owned Sub-Contracting Goal: 15%**

**Women Owned Sub-Contracting Goal: 15%**

**Service-Disabled Veteran-Owned Business Contracting Goal: 6%**

**Business entities awarded an identical or substantially similar procurement contract within the past five years:**

**None.**

## Contact Information

**Primary contact:** Hugh L. Carey Battery Park City Authority  
Procurement  
Battery Park City Authority  
Michael LaMancusa  
Assistant Contracting Officer  
200 Liberty Street  
24th Floor  
New York, NY 10281  
United States  
Ph: 212-417-4335  
michael.lamancusa@bpca.ny.gov

**Submit to contact:** Hugh L. Carey Battery Park City Authority  
Procurement  
Battery Park City Authority  
Michael LaMancusa  
Assistant Contracting Officer  
200 Liberty Street  
24th Floor  
New York, NY 10281  
United States  
Ph: 212-417-4335  
michael.lamancusa@bpca.ny.gov

## Bid Results

Bid Results have not been entered

## Awards

Awards have not been entered

© 2022, Empire State Development <http://www.esd.ny.gov/>