

44795

DATE February 13, 2015

TO: Board of Acquisition and Contract

FROM: Thomas J. Lauro, P.E.
Commissioner of Environmental Facilities

SUBJECT: Authority to exempt from the Westchester County Procurement Policy and Procedures a short form agreement with Clean Venture, Inc. for the provision of labor, equipment, materials, supplies and incidentals necessary for the operation of the Westchester County Household Materials Recovery Facility, for a term of one (1) month commencing March 1, 2015 and continuing through March 31, 2015, in an amount not-to-exceed \$20,000.00.

Authority is hereby requested from your Honorable Board to exempt from the procedures of the Westchester County Procurement Policy and Procedures (the "Procurement Policy") a short form agreement between the County of Westchester (the "County") and Clean Venture, Inc. ("Clean Venture") for the provision of labor, equipment, materials, supplies and incidentals necessary for the operation of the Westchester County Household Materials Recovery Facility ("H-MRF"), for a term commencing March 1, 2015 and continuing through March 31, 2015, in an amount not-to-exceed \$20,000.00, and payable pursuant to an approved budget.

Clean Venture is currently providing these services but the agreement will expire on February 28, 2015. On January 5, 2015, Your Honorable Board authorized solicitation of bids by public advertisement for a new three (3) year contract for these services. The original bid opening date was February 11, 2015. On February 2, 2015, the date of the mandatory pre-bid site meeting, a severe snow storm occurred and the Department was advised by two (2) prospective bidders that they would be unable to attend the mandatory pre-bid site meeting due to the inclement weather. Subsequently, on February 6, 2015, the Department re-advertised the solicitation of bids for this contract and advised of a new alternative pre-bid site meeting date of February 11, 2015 and a new bid opening date of February 18, 2015. The Department will ensure that the new contract is in place by April 1, 2105.

The exemption is in the County's best interest regarding public health and safety since no other company would be able to mobilize for this one (1) month period at the H-MRF since they are required to provide heavy equipment and materials for storage and bulking of chemicals.

This exemption will enable the current contractor to provide these services for one (1) additional month, until the procurement of the new contract for these services can be completed.

Therefore, it is proposed that the County's best interests would be served by exempting the aforementioned short form agreement with Clean Venture, Inc. from the County's Procurement Policy procedures pursuant to Section 3(a)(xxi) thereof.

Accordingly, a resolution to exempt this procurement is hereby submitted for your Honorable Board's consideration.

TJL/jpi

APPROVED BOARD OF ACQUISITION & CONTRACT - 02/19/2015 - JONARY VIERI, SECRETARY

RESOLUTION

Upon a communication from the Commissioner of Environmental Facilities, be it hereby:

RESOLVED, that pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, it is hereby determined that application of the procedural requirements contained therein, including the necessity of soliciting quotations, is neither cost effective nor expedient, and accordingly not in the best interests of the County in connection with the procurement of a short form agreement with Clean Venture Inc. for the provision of labor, equipment, materials, supplies and incidentals necessary for the operation of the Westchester County Household Materials Recovery Facility.

APPROVED BOARD OF ACQUISITION & CONTRACT - 02/19/2015 DONALD WEIR, SECRETARY