

51811

TO: Board of Acquisition and Contract

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

DATE: April 18, 2016

SUBJECT: Resolution to exempt from the Westchester County Procurement Policy an agreement between the County of Westchester, to enter into agreements with Energy Curtailment Specialists, Inc., in order to participate in energy reduction pilot programs, pursuant to Section 3(a)xxi of the Westchester County Procurement Policy and Procedures.

Authority is hereby requested from your Honorable Board to exempt from the Westchester County Procurement agreements with Energy Curtailment Specialists, Inc., in order for the County to participate in three (3) pilot programs to reduce energy, for an estimated total amount of revenue of \$59,940, and having terms of May 1, 2016 to April 30, 2017, June 1, 2016 to April 30, 2017 and June 1, 2016 to April 30, 2017, respectively, to be paid in accordance with contract rates.

Ordinarily, under Section 6 of the Procurement Policy, the County is required to issue a Request For Proposals for such services. It is proposed that compliance with the Procurement Policy would not be in the best interests of the County with respect to this procurement because Energy Curtailment Specialists, Inc. has provided similar pilot programs to the County in the past, and the County recently learned of additional programs offered by Energy Curtailment Specialists, Inc. Being able to participate in the three (3) pilot programs will give the County a better understanding of whether these programs are beneficial and feasible going forward.

Pursuant to Section 3(a)xxi, the Westchester County Procurement Policy and Procedures are not applicable to any procurement for which this Honorable Board determines, by resolution passed prior to commencing such procurement, that compliance with the policy would not be in the best interests of the County. For the reasons set forth above, it is proposed that Energy Curtailment Specialists, Inc. is uniquely qualified to provide these pilot programs to reduce energy and that the best interests of the County would be served by exempting the agreements from the procedures of the County's Procurement Policy. A resolution to exempt the agreements from procurement is hereby submitted for your consideration.

TJL/jpi

RESOLUTION

Upon a communication from the Commissioner of the Department 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 proposals, is neither cost effective nor expedient, and accordingly, not in the best interests of the County in connection with the procurement of agreements with Energy Curtailment Specialists, Inc., in order to participate in energy reduction pilot programs.

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/12/2015 - LISA MARIJAJ, SECRETARY