

**63644**

**TO:** Honorable Board of Acquisition and Contract

**FROM:** Vincent F. Kopicki, P.E.  
Commissioner of Environmental Facilities

**DATE:** July 6, 2018

**SUBJECT:** Authorization to amend a prior Resolution for the provision of inspection and maintenance services, including parts, for the existing motorized valve operators located at the New Rochelle Water Resource Recovery Facility, in a total amount not to exceed \$58,127.00 to be paid in accordance with contract prices for a term commencing April 1, 2018 and terminating March 31, 2019 with the Rotork Controls, Inc., (the “Contractor”) with an option to extend for two (2) additional one year term by mutual consent of the contractor and the County of Westchester with all prices, terms and conditions remaining the same as the original contract in order to change the Contractor’s name, Rotork Controls, Inc., to Technical Components Co, Inc.

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Pursuant to a Resolution approved on April 5, 2018, (the “April 5<sup>th</sup> Resolution”), your Honorable Board authorized the County of Westchester (the “County”), acting by and through the Department of Environmental Facilities (the “Department”) to enter into an Agreement (No. EF-1805) with Rotork Controls, Inc., (“Rotork”) for the term April 1, 2018 through March 31, 2019, in the amount not to exceed \$58,127.00 to provide inspection, maintenance and repair work on 172 “valve operators” (aka 172 “actuators”) that are part of the biological nitrogen removal system (the “System”) at the New Rochelle Water Resource Recovery Facility (the “NRWWRF”). The procurement of this service is sole source because valve operators are Rotork parts, which Rotork installed, and are unique to, and serve an important role in, the proper operation of the System. In addition, the replacement parts can only be procured from Rotork and installed by qualified certified Rotork technicians. Moreover, the procurement is sole source because this is the only way the County can properly maintain this unique equipment and obtain an extended warranty on the Rotork operators, which is necessary for the continued and proper operation of the System.

Following the passage of the April 5<sup>th</sup> Resolution, the Department learned from Rotork that, in order to perform the service and obtain the extended warranty, a Rotork regional representative, who is authorized and specially trained to provide Rotork parts and perform this service, must be used.

In addition, Rotork informed the Department that Technical Components Co., Inc. is the regional representative for Rotork, whose service territory includes the NRWWRF and is the only authorized supplier of the Rotork parts and service for the NRWWRF.

The Agreement authorized pursuant to the April 5<sup>th</sup> Resolution has not been executed.

Accordingly, authority is now respectfully requested to amend the April 5<sup>th</sup> Resolution to change the name of the contractor from Rotork Controls, Inc. to Technical Components Co., Inc.

Except as specifically amended hereby, all other terms and conditions set forth in the April 5<sup>th</sup> Resolution shall remain the same.

The objective of this name change is the County's best interest as it will provide for uninterrupted services of sole source contractor who has the equipment and manpower resources available to undertake the maintenance services of existing motorized valve operators located at the NRWRRF.

This contract is in the public's best interest because valve operator maintenance is critical to the operation of the water resource recovery facility equipment and also for the Biological Nitrogen Removal treatment system which ensures the proper operation of the NRWRRF to meet nitrogen removal permitted levels.

According, approval of the attached resolution is respectfully requested.

APPROVED BOARD OF ACQUISITION & CONTRACTS 07/18/2018 LISAPRIJA, SECRETARY

# RESOLUTION

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

**RESOLVED**, that the resolution approved on April 5, 2018 (the April 5<sup>th</sup> Resolution), which authorized the County of Westchester to enter into an agreement with Rotork Controls, Inc., in an amount not to exceed \$58,127.00 for a term commencing April 1, 2018 and terminating March 31, 2019 with an option to extend the contract for two (2) additional one year terms for the inspection, maintenance and repair work of the valve operators at the New Rochelle Water Resources Recovery Facility is hereby amended to change the name of the contractor from Rotork Controls, Inc. to Technical Components Co., Inc. and be it further

**RESOLVED**, that except as specifically amended hereby, all remaining terms and conditions of the April 5th Resolution shall remain in full force and effect; and be it further

**RESOLVED**, that the County Executive or his duly authorized designee is hereby empowered to execute any and all instruments and take such other actions as may reasonably be necessary to effectuate the purposes thereof.

Original Agreement	\$58,127.00
This amendment	\$0.00
 TOTAL	 \$58,127.00
 Agreement Number	 EF-1805

**Account  
to be  
charged/  
Credited**

Fund	Dept	Major Program, Program & Phase or Unit	Object/Sub Object	Trust Account	Dollars
		N/A			

**Budget Funding Year (s)** 2018-2019 Start Date: 04/01/2018 End Date: 03/31/2019

Funding Source: Tax dollars 100% County  
 State Aid \_\_\_\_\_  
 Other \_\_\_\_\_

N/A  
 (Must match resolution)