

77510

June 22, 2020

TO: BOARD OF ACQUISITION AND CONTRACT

FROM: VINCENT F. KOPICKI, P.E.
COMMISSIONER

RE: Resolution to extend a contract with Spectraserv, Inc. (the "Contract") for three additional months commencing October 1, 2020 Contract No. EF-1705

A resolution was approved on 9/21/2017 that authorized the County to enter into a contract with Spectraserv, Inc. ("Spectraserv"), sole bidder, for removal of the daily production of grit from the Yonkers Joint WWTP, the Peekskill WWTP, the Ossining WWTP, the Port Chester WWTP, the Mamaroneck WWTP, the New Rochelle WWTP and from the Hutchinson and North Yonkers Pumping Stations for a three-year period from October 1, 2017 to September 30, 2020. The Bid Specification and Resolution to Award specified that the Contract may be extended by mutual consent of the Contractor and the County of Westchester for one (1) additional three year term with all prices, terms and conditions remaining the same as the original contract.

During the term of the original contract, Spectraserv has provided satisfactory service to the County. Spectraserv has declined to extend the term for the full three years; however, they have agreed to extend the contract for an additional three month period with all prices, terms and conditions remaining the same as the original contract. Accordingly, authority is requested for the County to extend Contract No. EF-1705 for three additional months in the amount of not to exceed \$105,000.00 (\$1,400.00 per pickup) with all prices, terms and conditions remaining the same as the original contract.

The objective and/or goal of this contract is for the safe removal of all Grit separated from the wastewater at the County's various Wastewater Treatment Plants and Pump Stations and the disposal of this Grit off site at an approved disposal site. This contract is deemed to fulfill a public purpose as the service provided under this Contract promotes the public health and welfare by insuring proper operation of the Wastewater Treatment Plants and Pump Stations and enables the Department to carry out its basic mission to provide wastewater treatment and maintain satisfactory water quality. A chain-of-custody receipt system will record all persons and all equipment involved in removing, transporting and disposing of the County's Grit under this Contract. The Grit receipt system is being instituted to ensure the proper tracking and transfer of responsibility of all of the County's Grit that is removed, transported and disposed of under this Contract from its removal from the County site through its acceptance at the Contractor's disposal site; it also will document removal, transport and disposal operations in compliance with law, regulations and permit authorization and support Contractor's application for payment.

Approval of the attached resolution is respectfully requested.

RESOLUTION

Contract No. EF-1705

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

WHEREAS: the resolution approved September 21, 2017 authorizing a contract with Spectraserv, Inc. (“Spectraserv”), sole bidder, for Contract No. EF-1705 for removal of the daily production of grit from the Yonkers Joint WWTP, the Peekskill WWTP, the Ossining WWTP, the Port Chester WWTP, the Mamaroneck WWTP, the New Rochelle WWTP and from the Hutchinson and North Yonkers Pumping Stations for a three-year period, included the option to extend the contract by mutual consent of the County and Spectraserv for one additional three year term with all pricing, terms and conditions remaining the same as in the original contract; and be it further

RESOLVED: Spectraserv has declined to extend the term for the full three years; however, they have agreed to extend the contract for an additional three month period with all prices, terms and conditions remaining the same as the original contract.

RESOLVED: the County is authorized to extend the Spectraserv Contract for three additional months commencing October 1, 2020 at a cost not to exceed \$105,000.00 with all prices, terms and conditions remaining the same as the original contract; and be it further

RESOLVED: All other terms of the Spectraserv contract shall remain the same; and be it further

RESOLVED: that this contract extension is subject to annual appropriations; and be it further

RESOLVED: that this Agreement is also subject to further financial analysis of the impact of any New York State Budget (the “State Budget”) proposed and adopted during the term of this Agreement. The County shall retain the right, upon the occurrence of any release by the Governor of a proposed budget of the State of New York and/or the adoption of the State Budget or any amendments thereto, and after the County has a reasonable period of time after such release(s) or adoption(s), to conduct an analysis of the impacts of such State Budget on County finances. After such analysis, the County shall retain the right to either terminate this Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Contractor, then such Contractor shall have the right to terminate this Agreement upon reasonable prior written notice; and be it further

RESOLVED: that the County Executive or his duly authorized designee is hereby authorized to execute any and all instruments and take all actions necessary to accomplish the purpose hereof.

Account to be Charged/Credited		Major Program, Program & Phase	Object/ Sub Object	Trust Account	Dollars
2020	Fund	Dept	Or Unit	Account	Dollars
	221	60	0110	4380	\$105,000.00

Budget Funding Year(s) 2020 **Start Date** 10/01/2020 **End Date** 12/31/2020

(must match resolution)

Funding Source

\$105,000.00
(must match resolution)

VFK/MP/mp

Tax Dollars 100%
State Aid _____
Federal Aid _____
Other _____