

**Memorandum**  
**Department of Environmental Facilities**

**George Latimer**  
County Executive

**Vincent Kopicki, P.E.**  
Commissioner

**100950**

DATE April 10, 2023

TO: Board of Acquisition and Contract

FROM: Vincent F. Kopicki, P.E.

SUBJECT: Resolution to exempt from the Westchester County Procurement Policy, pursuant to Section 3(a)xxi thereof, an agreement with Steven Thomas Sledzik, Esq., for the provision of administrative hearing officer services on behalf of the Department of Environmental Facilities, Solid Waste Division, for a term commencing May 1, 2023 and continuing through April 30, 2026, in a total aggregate amount not-to-exceed \$35,000.00.

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The attached resolution, if approved by your Honorable Board, will authorize the County of Westchester (the "County"), acting by and on behalf of the Department of Environmental Facilities (the "Department"), to exempt from the application of the Westchester County Procurement Policy (the "Procurement Policy") pursuant to Section 3(a)xxi thereof, the procurement of an agreement (the "Agreement") between the County and Steven Thomas Sledzik, Esq., pursuant to which Attorney Sledzik will provide administrative hearing officer services to the Department, Solid Waste Division (the "DEF-SW"), for a term commencing May 1, 2023, and continuing through April 30, 2026, in an amount not-to-exceed amount \$35,000.00, payable pursuant to an approved budget.

Ordinarily, under Section 7(a) of the Procurement Policy, the County is required to solicit quotations, statements or other information from no fewer than three (3) persons customarily providing such services. However, Attorney Sledzik has extensive experience representing clients in complex matters in both State and Federal Courts, including cases involving issues of civil rights, employment discrimination, commercial litigation and contract disputes. Attorney Sledzik currently serves as a hearing officer for the DEF-SW presiding over hearings brought under Chapter 825 of the Laws of Westchester County (the "Source Separation Law"). He has also served as an arbitrator in a variety of employment disputes and administrative hearings. Attorney Sledzik already possesses substantive knowledge of the laws, rules, and regulations governing DEF-SW hearings and the daily practices and procedures of the solid waste and recycling industry

within the County. His knowledge and experience enables Attorney Sledzik to conduct hearings and to render recommendation reports with great competency and nuanced insight.

Pursuant to Section 3(a)xxi, the Procurement Policy is 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 in the best interest of the County to retain qualified, competent legal counsel based upon experience as the key factor in selection and as such, it is proposed that the best interests of the County would be served by exempting the procurement of an Agreement with Steven Sledzik from the Procurement Policy.

Accordingly, a resolution to exempt the procurement of an agreement with the hearing officer for the enforcement of the Source Separation Laws, as annexed hereto, is hereby submitted for your consideration.

VFK/mjr/cmc

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/18/2023 - RAYMOND SSKULKY, SECRETARY

## RESOLUTION

Upon a communication from 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 quotations, is neither cost effective nor expedient, and accordingly not in the best interests of the County of Westchester in connection with the procurement of an agreement with Steven Thomas Sledzik, Esq. for the provision of administrative hearing officer services on behalf of the County of Westchester Department of Environmental Facilities Solid Waste Division.

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/18/2023 - RAYMOND SCURIA, SECRETARY

## RESOLUTION

Upon a communication from Commissioner of the Department of Environmental Facilities, and upon the exemption of the procedural requirements of Section 3(a)(xxi) of the Westchester County Procurement Policy as previously determined by this Board, be it hereby:

**RESOLVED**, that it is hereby determined it is in the best interests of the County of Westchester to procure an agreement with Steven Sledzik, Esq. for the provision of administrative hearing officer services on behalf of the County of Westchester Department of Environmental Facilities Solid Waste Division for a term commencing May 1, 2020, and continuing through April 30, 2023, in an amount not-to-exceed amount \$35,000.00, and payable pursuant to an approved budget. The Westchester Department of Environmental Facilities Solid Waste Division is granted authority to negotiate such terms and enter such agreements as necessary to effectuate this Resolution.

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/18/2023 - RAYMOND SCULLY, SECRETARY