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**TO:** Board of Acquisition and Contract

**FROM:** Jay T. Pisco, P.E.  
Commissioner of Public Works and Transportation

**DATE:** November 18, 2014

**SUBJECT:** Resolution to Award  
Contract No. WCA 14007  
Emergency Spill Response Service  
Westchester County Airport  
Towns of Harrison and North Castle and Village of Rye Brook, New York

**Contractors:** Earth Technology II LLC  
Triumvirate Environmental, Inc.

**Amount:** \$300,000.00

On October 15, 2014, three (3) bids were received and opened for Contract No. WCA 14007 for Emergency Spill Response Service, Westchester County Airport, Towns of Harrison and North Castle and Village of Rye Brook, New York, utilizing a primary contractor and a secondary contractor. Each bidder was required to submit unit prices for responding to spills of various types.

The bids were reviewed by the Department and it was determined that Earth Technology II LLC submitted the lowest responsible bid with unit prices totaling \$7,877.00, and Triumvirate Environmental, Inc. submitted the second lowest responsible bid with unit prices totaling \$9,090.50.

Both bidders have been investigated and it has been found that each bidder:

- Performed satisfactory work in the past for the County.  
 Past experience has been investigated and found satisfactory.

Funds for this project are available in the:

- Capital Budget  
 Non-Recurring Budget  
 Operating Budget  
 Other (Airport Special Revenue Fund)

The objective of this contract is to have an on-call contractor who can respond to emergency spills at the Airport and contain and clean up those spills in a timely manner.

This contract is in the public's best interest because it will provide a service that will protect the environment, including the nearby watershed, from contamination through a rapid response to spills.

As expenditures are made pursuant to this authorization, detailed records will be kept in the County's on-line financial system. These records will be easily accessible by Finance, Budget and department staff and will be reviewed regularly to ensure that funds are used appropriately.

This contract is for a term of three (3) years with one two (2) year renewal at the discretion of the County.

Payment for this contract will be made from the Airport Special Revenue Fund, not the County General Fund and will not impact the County tax levy. Performance security will be provided through retainage of ten percent (10%) of any payments due the contractor.

It is my recommendation that authority be granted for the County of Westchester, acting by and through the Department of Public Works and Transportation, to enter into Contract No. WCA 14007 with the lowest responsible bidder, Earth Technology II LLC, as the primary contractor for Emergency Spill Response Service, Westchester County Airport, Towns of Harrison and North Castle and Village of Rye Brook, New York, and backup contract with Triumvirate Environmental, Inc., in an aggregate amount not to exceed \$100,000.00 per year or \$300,000.00 for this three (3) year contract, contingent upon an approved budget.

This resolution has been reviewed by the Law Department.

A proposed resolution is attached for your consideration.

APPROVED BOARD OF ACQUISITION & CONTRACT - 2/21/14 - JOMARA KIRA, SECRETARY

