

59716

TO: Board of Acquisition and Contract

FROM: Vincent F. Kopicki, P.E.
Commissioner of Public Works and Transportation

DATE: November 6, 2017

SUBJECT: Authority to, exercise the County's option to extend the term of an agreement with Earth Technology II LLC, as the primary contractor, and a backup contract with Triumvirate Environmental, Inc., for one two (2) year option period, thereby increasing the amount of the agreement by \$200,000.00 and extending the term of the agreement through November 30, 2019. (Contract No. WCA 14007)

By Resolution approved on December 11, 2014 (the "December 11th Resolution), your Honorable Board awarded Contract No. WCA 14007 to Earth Technology II LLC ("Earth Technology") as the primary contractor and Triumvirate Environmental, Inc. ("Triumvirate") as secondary contractor. The December 11th Resolution authorized the County of Westchester (the "County") to enter into Contract No. WCA 14007 with Earth Technology as the primary contractor, and a backup contract with Triumvirate, pursuant to which Earth Technology or Triumvirate was to provide for Emergency Spill Response Service, Westchester County Airport, Towns of Harrison and North Castle and Village of Rye Brook, New York, for the amount of \$300,000.00 for the period of December 1, 2014 through November 30, 2017 ("Contract WCA 14007" or the "Agreement"), with the County having the sole option to extend the Agreement for one (1) two (2) year option period.

The County now seeks authority from your Honorable Board to exercise the two (2) year renewal option, and thereby, 1.) increasing the amount of the Agreement by \$200,000.00 from an amount of \$300,000.00 to a new amount of \$500,000.00, and 2.) extending the termination date of the Agreement from November 30, 2017 to November 30, 2019.

All other terms and conditions of the December 11th Resolution and the Agreement shall remain in full force and effect and unchanged.

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.

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.

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.

RESOLUTION

CONTRACT NO. WCA 14007

Upon a communication from the Commissioner of the Department of Public Works and Transportation, be it hereby

RESOLVED, that the County is authorized to exercise its two (2) year renewal option for Contract No. WCA 14007 with Earth Technology II LLC, P.O. Box 338, North Haven, Connecticut 06473, 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 a backup contract with Triumvirate Environmental, Inc., 200 Inner Belt Road, Somerville, Massachusetts 02143 and thereby, a.) increasing the amount of the Agreement by \$200,000.00 from an amount of \$300,000.00 to a new amount of \$500,000.00, and b.) extending the termination date of the Agreement from November 30, 2017 to November 30, 2019; and be it further

RESOLVED, that except as specifically amended hereby, all remaining terms and conditions of the December 11, 2014 Resolution and the Agreement shall remain in full force and effect and unchanged; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized to execute all documents and take all actions necessary to effectuate the purpose hereof.

Original Agreement	\$300,000.00
This Amendment	<u>\$200,000.00</u>
TOTAL	\$500,000.00

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	161	44	4110	4200		\$ 15,000.00 (2017)
	161	44	4110	4200		\$100,000.00 (2018)
	161	44	4110	4200		\$ 85,000.00 (2019)

Budget Funding Year(s): 2017-2019
(must match resolution)

Start Date: December 1, 2017

End Date: November 30, 2019

Funding Source:

Tax Dollars	
State Aid	
<u>\$200,000.00</u>	Federal Aid
(must match resolution)	Other <u>100% Airport Special Revenue Fund</u>