

71856

TO: Board of Acquisition and Contract

FROM: Vincent F. Kopicki
Commissioner of Environmental Facilities

DATE: September 26, 2019

SUBJECT: Resolution to Award to the Low Bidder
Contract No. **EF-1905**
Maintenance Service for Fuel Systems and Related Equipment
of the Department of Environmental Facilities
Various County locations, Westchester County, New York

Contractor: American Petroleum Equipment &
Construction Company Incorporated

Amount: \$165,920.00

On September 25, 2019, the County of Westchester ("County") received and opened three (3) bids for Contract No. EF-1905, a three (3) year contract for Maintenance Service for Fuel Systems and Related Equipment of the Department of Environmental Facilities ("Department"), various County locations, Westchester County, New York.

The bids were reviewed by the Department and it was determined that American Petroleum Equipment & Construction Company Incorporated ("Contractor") submitted the low bid in the amount of \$165,920.00.

The low bidder has been investigated and found that:

- X has performed satisfactory work in the past for the County.
- _____ has relevant experience that has been investigated and found satisfactory.

Funds for this project are available in the Operating Budget. The contract is for three (3) years with an option to extend for one (1) additional two-year term by mutual consent of the Contractor and the County, with all prices, terms and conditions remaining the same as the original contract.

The goals and objectives of the contract are to obtain services that will allow the Department to maintain the efficient operation of the fuel systems at County facilities. During the three-year term of the contract, Department representatives will track and monitor the required preventive maintenance, and necessary repairs using written service reports which will be signed by DEF facility managers. These service reports will be submitted with each payment request. The Contractor will be responsible to comply with all applicable regulations and codes. Personnel from the Department will manage and supervise the work performed by the selected contractor. The Contractor will be responsible to comply with all applicable regulations and industry standards.

This contract is deemed to fulfill a public purpose as the services provided under this contract protect the building and facilities owned by the Department and enable the Department to carry out its basic mission to provide wastewater treatment and maintain satisfactory water quality.

In summary, I recommend that your Honorable Board award Contract EF-1905 to American Petroleum Equipment & Construction Company Inc. in the amount of \$165,920.00, subject to County appropriations.

A proposed form of Resolution is attached.

APPROVED BOARD OF ACQUISITION & CONTRACT - 10/24/2019 - LISA MRIJAJ, SECRETARY

RESOLUTION

CONTRACT NO. EF-1905

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

RESOLVED, that Contract No. EF-1905 for Maintenance Service for Fuel Systems and Related Equipment of the Department of Environmental Facilities, Various County locations, Westchester County, New York for a period of three (3) years with an option to extend for one (1) additional two-year term by mutual consent of the parties, with all prices, terms and conditions remaining the same as the original contract, is hereby awarded to the lowest responsible bidder, American Petroleum Equipment & Construction Company Incorporated, 63 Orange Ave, Walden, NY 12586, in the amount of \$165,920.00; and be it further

RESOLVED, that this Agreement is subject to County appropriations; and be it further

RESOLVED, that this Agreement 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 State Budget and/or the adoption of a State Budget or any amendments thereto, and for a reasonable period of time after such release(s) or adoption(s), to conduct 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 the 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 authorized designee is hereby authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes hereof.

Account to be charged		Fund	Dept	Major Program, Program & Phase or Unit	Object/Sub Object	Trust Account	Dollars
Credited	2019	221	60	0110	4380		\$9,079
	2020	221	60	0110	4380		\$55,307
	2021	221	60	0110	4380		\$55,307
	2022	221	60	0110	4380		\$46,227

Budget Funding Year (s) 2019-2022 Start Date: 11/03/2019 End Date: 11/02/2022

Funding Source: Tax dollars 100%
State Aid _____
Federal Aid _____
Other _____

\$165,920.00
(Must match resolution)