

73325

December 12, 2019

TO: Board of Acquisition and Contract

FROM: Vincent F. Kopicki, P.E.
Commissioner of Environmental Facilities

SUBJECT: Authority to exercise the County's option to extend the term of an agreement with ThermoDynamics Corp. for one two (2) year option period, thereby increasing the amount of the agreement by \$231,190.00 and extending the term of the agreement through January 31, 2022. (Contract No. EF-1707)

By Resolution approved on December 28, 2017 (the "December 28 Resolution"), your Honorable Board awarded Contract No. EF-1707 to ThermoDynamics Corp. ("ThermoDynamics Corp."). The February 1, 2018 Resolution authorized the County of Westchester (the "County") to enter into Contract No. EF-1707 with ThermoDynamics Corp., pursuant to which ThermoDynamics Corp. was to provide Boiler Maintenance and Repairs at three (3) Water Resource Recovery Facilities (Peekskill, Port Chester and Yonkers), Westchester County, New York for the amount of \$231,190.00, for the period from February 1, 2018 through January 31, 2020, ("Contract No. EF-1707" or the "Agreement"), with the County having the option to extend the Agreement for one (1) two (2) year option period by mutual consent of the ThermoDynamics Corp. and the County.

The County, acting by and through its Department of Environmental Facilities ("Department") now seeks authority from your Honorable Board to exercise the two (2) year renewal option in order to: a.) increase the amount of the Agreement by \$231,190.00 from an amount of \$231,190.00 to a new amount of \$462,380.00, and b.) extend the termination date of the Agreement from January 31, 2020 to January 31, 2022.

All other terms and conditions of the December 28, 2017 Resolution and the Agreement shall remain in full force and effect and unchanged.

The goals and objectives of the contract are to obtain services that will allow the Department to maintain its boilers in peak operating condition. During the term of the contract, Department representatives will track and monitor the required preventive maintenance, and on-call repairs using written service reports which will be signed by Supervisory staff. These service reports are to be submitted with each payment request. ThermoDynamics Corp. will be responsible to comply with all applicable regulations and codes.

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

Approval of the attached resolution is respectfully requested.

RESOLUTION

Contract No. EF-1707

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

RESOLVED, that the County of Westchester (“County”) is authorized to exercise its two (2) year renewal option for contract EF-1707 with ThermoDynamics Corp., 8 John Walsh Blvd, Suite #401, Peekskill, NY 10566, to provide Boiler Maintenance and Repairs at three (3) Water Resource Recovery Facilities (Peekskill, Port Chester and Yonkers), Westchester County, New York, and enter into an amendment to: a.) increase the amount of the Agreement by \$231,190.00 from an amount of \$231,190.00 to a new amount of \$462,380.00, and b.) extend the termination date of the Agreement from, January 31, 2020 to January 31, 2022, and be it further

RESOLVED, that except as specifically amended hereby, all remaining terms and conditions of 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	\$231,190.00
This Amendment	<u>\$231,190.00</u>
TOTAL	\$462,380.00

Account to be Charged/Credited			Major Program, Program & Phase	Object/	Trust	
	Fund	Dept	Or Unit	Sub Object	Account	Dollars
2020	221	60	0110	4380-99		\$105,962.00
2021	221	60	0110	4380-99		\$115,595.00
2022	221	60	0110	4380-99		\$9,633.00

Budget Funding Year(s) 2020-2022
(must match resolution)

Start Date 02/01/2020

End Date 01/31/2022

Funding Source

Tax Dollars 100% County

State Aid _____

\$231,190.00

Federal Aid _____

(must match resolution)

Other _____