

ONBASE # **75911**

DATE: April 8, 2020

TO: Board of Acquisition and Contract

FROM Joseph K. Spano
Commissioner of Correction

RE: Authority to enter into an agreement with Silent Rise, LLC to provide disinfectant spraying services at the Westchester County Jail for a term commencing April 9, 2020 through June 8, 2020, for an amount not to exceed Forty-Five Thousand Dollars (\$45,000.00).

Authority is respectfully requested from your Honorable Board for the County of Westchester (the "County") acting by and through the Department of Correction (the "Department"), to enter into an agreement (the "Agreement") with Silent Rise, LLC ("Silent Rise") to provide disinfectant spraying services at the Westchester County Jail (the "Jail") two times during the term commencing April 9, 2020 through June 8, 2020 (the "Term"), for an amount not to exceed Forty-Five Thousand Dollars (\$45,000.00).

Pursuant to the proposed Agreement, Silent Rise will disinfect the Jail twice during the Term using Puroxide disinfectant administered via electric atomized foggers in order to minimize the incidence of infections of inmates and Department employees from the Coronavirus ("COVID-19").

As a result of recent developments concerning COVID-19, the Department has determined that the time required to comply with a regular requirements of the Westchester County Procurement Policy could affect or endanger the health, safety, or well-being of inmates and Department employees, and therefore procured the services of Silent Rise by accelerated procurement pursuant to Section 10 thereof.

The proposed Agreement serves the public interest by helping to stop the spread of COVID-19. The goals and objectives are to protect the health, safety and well-being of inmates and Department employees. The program will be tracked and monitored by the Department.

A Resolution for your consideration is annexed hereto. I recommend your favorable consideration of the annexed proposed Resolution.

JKS/WPF/jrc
Attachment

RESOLUTION

Upon a communication from the Commissioner of Correction, be it hereby

RESOLVED, that the County of Westchester, through its Department of Correction, is to enter into an agreement (the "Agreement") with Silent Rise, LLC to provide disinfectant spraying services at the Westchester County Jail two times during the term commencing April 9, 2020 through June 8, 2020, for an amount not to exceed Forty-Five Thousand Dollars (\$45,000.00); and be it further

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

RESOLVED, that this Agreement is also 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 an analysis of the impacts of any such State Budget on County finances. After such 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 authorized and empowered to execute and deliver all instruments and take all actions necessary or appropriate to effectuate the purposes hereof.

Account to be
Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
101	35	2000	4998		45,000

Budget Funding Year(s) 2020 Start Date 4/9/20 End Date: 6/8/20
(must match resolution)

Funding Source Tax Dollars 45,000

State Aid _____

\$ 45,000 Federal Aid _____

(must match resolution)

Other _____