

85744

**TO:** Board of Acquisition and Contract

**FROM:** Hugh J. Greechan, Jr., P.E.  
Commissioner of Public Works and Transportation

**DATE:** June 15, 2021

**SUBJECT:** Authority to exercise the County's option to extend the term of an agreement with Enecon Northeast Applied Polymers Systems, Inc. for one two (2) year option period, thereby increasing the amount of the agreement by \$1,421,914.00 and extending the term of the agreement through December 31, 2023 (Contract No. 18-217)

By Resolution approved on January 3, 2019 (the "January 3<sup>rd</sup> Resolution"), your Honorable Board awarded Contract No. 18-217 to Enecon Northeast Applied Polymers Systems, Inc. ("Enecon Northeast"). The January 3<sup>rd</sup> Resolution authorized the County of Westchester (the "County") to enter into Contract No. 18-217 with Enecon Northeast pursuant to which Enecon Northeast was to provide Countywide Coating Installation and Repairs, Various Locations, Westchester County, New York for the amount of \$2,132,871.00 for the period of January 15, 2019 through December 31, 2021, ("Contract No. 18-217" or the "Agreement"), with the County having the sole option to extend the Agreement for one (1) two (2) year option period.

By Resolution approved on October 22, 2020, your Honorable Board approved Change Order No. 1 to Contract No. 18-217 in the amount of \$1,185,884.00 to provide for an unforeseen amount of work that was discovered in the Norwood E. Jackson Correctional Facility that depleted this as-needed file price contract.

The County now seeks authority from your Honorable Board to 1) exercise the two (2) year renewal option and extend the termination date of the Agreement from December 31, 2021 to December 31, 2023; and 2) increase the amount of the Agreement by \$1,421,914.00 from an amount of \$3,318,755.00 to a new total amount not to exceed \$4,740,669.00.

All other terms and conditions of the January 3, 2019 Resolution and the Agreement shall remain in full force and effect and unchanged.

This contract is in the public's best interest because it will promote the health and safety of the general public by ensuring the structural integrity and weather tightness of various County facilities and thus reducing maintenance costs.

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. 18-217

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

**RESOLVED**, that the County is authorized to 1) exercise its two (2) year renewal option for Contract No. 18-217 with Enecon Northeast Applied Polymers Systems, Inc., 150 Schmidt Boulevard, Farmingdale, New York 11735, to provide Countywide Coating Installation and Repairs, Various Locations, Westchester County, New York and extend the termination date of the Agreement from December 31, 2021 to December 31, 2023; and 2) increase the amount of the Agreement by \$1,421,914.00 from an amount of \$3,318,755.00 to a new amount not to exceed \$4,740,669.00; and be it further

**RESOLVED**, that except as specifically amended hereby, all remaining terms and conditions of the January 3, 2019 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	\$2,132,871.00
Change Order No. 1	\$1,185,884.00
This Amendment	<u>\$1,421,914.00</u>
TOTAL	\$4,740,669.00

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
			TO BE DETERMINED			\$710,957.00 (2022)
			TO BE DETERMINED			\$710,957.00 (2023)

**File Price Contract. Price to be paid by user Department.**

**Budget Funding Year(s):** 2022-2023      **Start Date:** January 1, 2022      **End Date:** December 31, 2023  
(must match resolution)

**Funding Source:**      **Tax Dollars**      100% County

**State Aid**      \_\_\_\_\_

\$1,421,914.00      **Federal Aid**      \_\_\_\_\_  
(must match resolution)

**Other**      \_\_\_\_\_