

113769

TO: Board of Acquisition and Contract

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

DATE: May 22, 2026

SUBJECT: Resolution for the County of Westchester to approve Change Order No. 1 to Contract No. EF-2314 with Spectraserv, Inc. for the Removal of the Daily Production of Grit from the Yonkers Joint, Peekskill, Mamaroneck, New Rochelle, Ossining, Blind Brook and Port Chester Water Resource Recovery Facilities and from the Hutchinson and North Yonkers Pumping Stations, Westchester County, New York in an amount not to exceed \$540,000.00 increasing the total contract amount to \$2,170,000.00.

On November 30, 2023, your Honorable Board awarded Contract No. EF-2314 to Spectraserv, Inc (“Contractor”), for the removal of the daily production of grit from the Yonkers Joint, Peekskill, Mamaroneck, New Rochelle, Ossining, Blind Brook and Port Chester Water Resource Recovery Facilities and from the Hutchinson and North Yonkers Pumping Stations, Westchester County, New York, in the amount of \$1,630,000.00 for a three-year term commencing on January 1, 2024 (“Agreement”). The Agreement was duly executed.

Pursuant to the Agreement, Contractor provides all necessary labor, material and equipment required for grit removal from the Yonkers Joint, Peekskill, Mamaroneck, New Rochelle, Ossining, Blind Brook and Port Chester Water Resource Recovery Facilities and from the Hutchinson and North Yonkers Pumping Stations.

During the first two years of the three-year term, the Contractor has removed more quantities of material (grit) than originally estimated. The original quantities estimated were based on historical data which varies from year to year. The amount/quantity of grit that enters a plant is a function of the frequency and intensity of rainstorm events, which vary from year to year and is unpredictable. The number/intensity of these storm events were unforeseen at the time the contract was bid, and has resulted in a considerable increase of quantities above the original estimate to be removed and thus the budgeted amount for the Agreement. This Change Order is needed to cover the costs associated with the excessive daily production of grit which is mainly generated from the Yonkers Joint Water Resource Recovery Facility, which is beyond what was originally estimated. The Change Order will enable the Contractor to provide the work for the remaining term.

It is recommended that the contract amount be increased to add funds to allow for the unanticipated daily production of grit work that is required for the remainder of this contract end term. Additionally, this work which cannot be handled by the County personnel or equipment.

The need for the Change Order work was unforeseen and unavoidable and is necessary for the continuation of the Work under the Contract.

The additional work was reviewed and approved by the Department of Environmental Facilities (“Department”) and the cost of this additional work is estimated to not exceed \$540,000.00 and is based upon the Contractor’s unit price rates for removal of material, has been reviewed and approved, by the Department.

The Department will track scheduling, actual costs and accomplishments by the Contractor and perform on-site inspections to ensure the successful completion of the work under Change Order No. 1.

This additional work is incidental to the original work and does not materially alter the main purpose of the contract so as to constitute a new undertaking. The work is of the same nature as the initial work, is to be performed in the same general vicinity, is necessary to efficiently complete the project and was unanticipated until work under the contract commenced.

Based on the above, it is requested that your Honorable Board approve the attached Resolution for Change Order No. 1 in the amount of \$540,000.00 to cover the cost of additional unanticipated required work, which brings the amended Contract amount to a total of \$2,170,000.00. All other terms and conditions of the Contract No. EF-2314 shall remain unchanged and in full force and effect.

It is requested that your Honorable Board take action on the following:

Approval of Change Order No. 1:

Total Amount of Change Order No. 1 \$540,000.00

This Change Order has been reviewed by the Law Department and a proposed form of Resolution is attached hereto for your approval.

Approval is recommended.

RESOLUTION

RE: CONTRACT NO. **EF-2314**
 CONTRACT AMOUNT: \$1,630,000.00
 CHANGE ORDER NO. 1 \$540,000.00

 AMENDED CONTRACT AMOUNT: \$2,170,000.00

Upon communication from the Commissioner of the Department of Environmental Facilities,

WHEREAS, the Commissioner, Department of Environmental Facilities, requests approval of Change Order No.1 on Contract No. EF-2314, for the Removal of the Daily Production of Grit from the Yonkers Joint, Peekskill, Mamaroneck, New Rochelle, Ossining, Blind Brook and Port Chester Water Resource Recovery Facilities and from the Hutchinson and North Yonkers Pumping Stations, Westchester County, New York, between the County of Westchester and Spectraserv, Inc., 75 Jacobus Ave, Kearny, NJ 07032, in an amount not to exceed \$540,000.00 increasing the total contract amount to \$2,170,000.00; and

WHEREAS, it is requested that Contract No. EF-2314, be amended to provide for expense associated with the unanticipated production of grit which is mainly generated from the Yonkers Joint water resource recovery facility and other facilities including pumping stations also; is beyond what was estimated for; and

WHEREAS, this matter has been discussed by the Board; now, therefore, be it

RESOLVED, that said Change Order No.1 on Contract No. EF-2314 between the County of Westchester and Spectraserv, Inc., be and the same is hereby approved in the amount of \$540,000.00 increasing the total contract amount not to exceed \$2,170,000.00: and be it further

RESOLVED, that all other terms and conditions of Contract No. EF-2314 shall remain in full force and effect; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes hereof.

Total Amount of Change Order No.1.....\$540,000.00

Account to be charged/

2026

Fund	Dept	Major Program, Program & Phase or Unit	Object/Sub Object	Trust Account	Dollars
221	60	0110	4380-99		\$540,000.00

Budget Funding Year (s) 2026 Start Date: 01/01/2024 End Date: 12/31/2026

Funding Source: Tax dollars 100% County **Contractor -**
 State Aid _____ **Federal I.D. No.**
 Federal Aid _____
 Other _____

\$540,000.00
 (Must match resolution)