

109830

DATE October 15, 2024

TO: Board of Acquisition and Contract

FROM: Blanca P. Lopez, M.S.
Commissioner of Planning

Re: Resolution to exempt from the Westchester County Procurement Policy and Procedures, pursuant to Sec. 3(a)xxi thereof, the procurement of an amendment to an agreement between the County of Westchester and Hydroenvironmental Solutions, Inc. for a geological study of the water supply at Hilltop Hanover Farm and Environmental Center.

Authority is hereby requested from your Honorable Board to exempt from the Westchester County Procurement Policy and Procedures (the "Policy") pursuant to Sec. 3(a)xxi thereof, a first amendment ("First Amendment") to an agreement between the County of Westchester (the "County") and Hydroenvironmental Solutions, Inc., for the provision of a geological study (the "Study") of the water supply at Hilltop Hanover Farm and Environmental Center in order to ensure that there is a stable water supply for the irrigation system to irrigate farm crops and native plants, for a term commencing retroactively on December 15, 2023 and continuing through December 14, 2024 in an amount not-to-exceed \$34,520 (the "Agreement"). The Agreement was authorized by Short Form approval ID number 68887. The proposed First Amendment would authorize an extension of the expiration date of the Agreement from December 14, 2024 to December 14, 2025.

Ordinarily, under Section 5 of the Policy, the County is required to solicit written or oral quotations from no fewer than three persons customarily providing such services, and, if deemed appropriate, to inquire as to the qualifications and experience of such persons for the First Amendment to the Agreement. However, Hydroenvironmental Solutions, Inc. has been performing satisfactorily pursuant to the Agreement, and due to an unavoidable delay in the execution of the Agreement, there has not been sufficient time for the completion of the Study. Therefore, an extension of time is required.

Pursuant to Section 3(a)xxi thereof, the Policy is not applicable to any procurement for which this Board determines, by resolution passed prior to commencing such procurement, that compliance with the Policy would not be in the best interest of the County. For the reasons set forth above, it is proposed that the best interests of the County would be served by exempting the procurement of the First Amendment to the Agreement from the Policy.

Accordingly, a Resolution to exempt the procurement of the First Amendment to an Agreement between the County and Hydroenvironmental Solutions, Inc. is hereby submitted for your Honorable Board's consideration.

BPL/je/sbl/lac

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RESOLUTION

Based upon a communication from the Commissioner of Planning, be it hereby

RESOLVED, that pursuant to Section 3(a)xxi of the Westchester County Procurement Policy and Procedures, it is hereby determined that application of the procedural requirements contained therein, including the necessity of soliciting written or oral price quotations is neither cost effective nor expedient, and accordingly, not in the best interest of the County in connection with the procurement of a first amendment to an agreement between the County of Westchester, Hydroenvironmental Solutions, Inc., for the provision of a geological study of the water supply at Hilltop Hanover Farm and Environmental Center.

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