

102928

TO: Board of Acquisition and Contract

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

DATE: August 21, 2023

SUBJECT: Resolution to Award to the Sole Bidder
Contract No. **EF-2311**
Cleaning of Sludge Storage Tanks and Digesters
Yonkers Joint Water Resource Recovery Facility
Westchester County, New York

Contractor: Spectraserv, Inc.
Amount: \$725,000.00

On August 16, 2023, one (1) bid was received and opened for Contract No. EF-2311 for Cleaning of Sludge Storage Tanks and Digesters, Yonkers Joint Water Resource Recovery Facility, Westchester County, New York.

One (1) contractor submitted a bid for this project. In accordance with County policy, the project was advertised on the Empire State Purchasing Group ("ESPG") website, in addition to the Journal News (Westchester-Putnam Edition), and was viewed by twenty-two (22) entities on the Empire State Purchasing Group website. In addition, e-mails were sent to those twenty-two (22) entities and to an additional three hundred ninety-nine (399) suppliers and contractors.

The contract should be awarded to the bidder because the Department believes that their pricing is fair and reasonable and should be awarded to Spectraserv, Inc.

The bid was reviewed by the Department and it was determined that Spectraserv, Inc., submitted the sole bid in the amount of \$725,000.00. Funds for this project are available in the Operating Budget. The Contract is for eighteen (18) months duration starting on 09/01/2023 with an end date of 02/28/2025. The contract includes an option to extend the contract for one (1) additional eighteen (18) month term by mutual consent of the contractor and the County of Westchester with all prices, terms and conditions remaining the same as the original contract.

The sole bidder has been investigated and it has been found that Spectraserv, Inc:

☒ Performed satisfactory work in the past for the County.
☐ Past experience has been investigated and found satisfactory.

Funds for this project are available in the:

☐ Capital Budget
☐ Non-Recurring Budget
☒ Operating Budget

August 18, 2023

This contract is in the County's best interest because it will insure that the treatment will operate at peak performance, thereby promoting the health and safety of the general public and County employees.

The goal and/or objective of this contract are to remove settled deposits in the Sludge Storage Tanks and Digesters, and will provide improvements to the functioning of Yonkers Joint treatment plant. If not cleaned regularly, this can have an impact on the quality of contents in the tank and clog pipes and equipment. This Contract is deemed to fulfill a public purpose as the services provided under this Contract promote the public health and welfare by insuring proper operation of the Yonkers Joint Water Resource Recovery Facility and enables the Department to carry out its basic mission to provide wastewater treatment and maintain satisfactory water quality. For proper tracking, a documentation system will record all quantities of sludge, scum, grit, rags, persons, and equipment involved in the operation.

This Department will track scheduling and accomplishments by the contractor and perform on-site inspections to ensure the successful completion of this project.

It is my recommendation that Contract No. EF-2311 be awarded to Spectraserv, Inc., in the amount of \$725,000.00, subject to appropriations.

APPROVED BOARD OF ACQUISITION & CONTRACT - 08/18/2023 - JOAN GARCIA, SECRETARY

RESOLUTION

CONTRACT NO. EF-2311

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

RESOLVED, that Contract No. EF-2311 for Cleaning of Sludge Storage Tanks and Digesters, Yonkers Joint Water Resource Recovery Facility, Yonkers, New York, for a period of eighteen (18) months with an option to extend for an additional eighteen (18) month term by mutual consent of the parties, with all prices, terms and conditions remaining the same as the original contract, is hereby awarded to the sole bidder, Spectraserv, Inc., 75 Jacobus Ave, Kearny, NJ 07032 in the amount of \$725,000.00, subject to approved Budgets; and be it further

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

RESOLVED, that this Agreement 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 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 hereby authorized and empowered to execute any and all documents 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
	221	60	0110	4380-99		\$350,000.00 (2023)
	221	60	0110	4380-99		\$375,000.00 (2024)

Budget Funding Year (s) 2023-2024 Start Date: September 01, 2023 End Date: February 28, 2025

Funding Source: **Tax dollars** 100% County **Contractor -**
 State Aid -0- **Federal I.D. No.**
 Federal Aid -0-
\$725,000.00 **Other** -0-
(must match resolution)