

#112657

**TO:** Board of Acquisition and Contract

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

**DATE:** December 9, 2025

**SUBJECT:** Resolution for the County of Westchester to approve Change Order No. 1 to Contract No. EF-2412 Removal and Disposal of Sewage Sludge From The Ossining, Peekskill and Port Chester Wastewater Treatment Plants; All Located in Westchester County, NY, with Wind River Environmental, LLC by adding the Blind Brook Wastewater Treatment Plant as an additional sludge pick-up and removal location, at no additional cost.

On January 16, 2025, your Honorable Board approved a resolution authorizing the County of Westchester (the "County") to award Contract No. EF-2412 (the "Agreement") to the low bidder, Wind River Environmental, LLC, 46 Lizette Dr., Suite 1000, Marlborough, MA 01752 (the "Contractor") for the removal and disposal of sewage sludge from the Ossining, Peekskill and Port Chester Wastewater Treatment Plants ("WWTPs"). The term of the Agreement commenced March 1, 2025 and continues through February 29, 2028, with County options to renew the Agreement for three (3) additional one (1) year terms, and the base term is for an amount not to exceed \$11,681,280.00. The Agreement was subsequently executed.

At the time of bid issuance and Agreement execution, the sludge originating from Blind Brook WWTP was pumped to Port Chester WWTP and the Contractor removed the sludge originating from Blind Brook WWTP at Port Chester WWTP. Therefore, the bid and Agreement specifications did not require any sludge to be picked-up at and removed from Blind Brook WWTP. However, subsequent to Agreement execution the New York State Department of Environmental Conservation ("NYSDEC") issued a violation against the County due to two (2) separate sludge forcemain breaks. In response to this violation, the County proposed a corrective action plan that was approved by the NYSDEC. Pursuant to the corrective action plan, the existing pumping system at Blind Brook WWTP will be shut down to allow for an inspection/evaluation of the forcemain, while allowing for continued sludge removal at Blind Brook WWTP. Thus, the sludge originating from Blind Brook WWTP that was previously pumped to Port Chester WWTP will now be picked up and removed at Blind Brook WWTP (it will not be pumped to Port Chester WWTP).

Since the sludge is the same that was contemplated at the time of the bid and Agreement execution, and the Contractor will be picking up and removing a portion of that sludge at a different location (Blind Brook WWTP) due to the inability to pump, it would not alter the

essential identity or main purpose of the Agreement and would not be considered a new undertaking or contract.

Based on the above, I am requesting approval of Change Order No. 1 to add Blind Brook WWTP as an additional pick-up and removal location at no additional cost.

The attached Resolution for Change Order No. 1 would authorize amending the Agreement to add Blind Brook WWTP as a sludge pick-up and removal location.

County Department of Environmental Facilities personnel will continue to track and monitor the Contractor's work and verify the work is in accordance with the Agreement. The Agreement and proposed Change Order fulfill a public purpose since they promote the public health and welfare by enabling the County to conduct its basic mission of providing proper sanitary sewage collection and full secondary wastewater treatment, thereby promoting public health policies and laws.

Based upon the foregoing, it is requested that your Honorable Board take action on the following:

Approval of Change Order No. 1:

<b>Total Amount of Change Order No. 1</b>	<b>\$0.00</b>
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This Change Order has been reviewed by the Law Department and a proposed form of Resolution is attached hereto for your approval.

Approval by the Board of Acquisition and Contract is respectfully requested.

VFK/NJF/JMG

# RESOLUTION

RE: CONTRACT NO. EF-2412

CONTRACT AMOUNT: \$11,681,280.00  
CHANGE ORDER NO. 1 \$ 0.00  
AMENDED CONTRACT AMOUNT: \$ 11,681,280.00

## Change Order No. 1

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

**RESOLVED**, that Change Order No. 1 to Contract No. EF-2412 Removal and Disposal of Sewage Sludge From The Ossining, Peekskill and Port Chester Wastewater Treatment Plants; All Located in Westchester County, NY, with Wind River Environmental, LLC, is hereby approved to add Blind Brook Waste Water Treatment Plant as an additional sludge pick-up and removal location, at no additional cost; and be it further

**RESOLVED**, that all other terms and conditions of Contract No. EF-2412 shall remain unchanged and 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 ..... \$0.00**

### Contract No. EF-2412 Change Order #1

Account to be Charged/Credited	Major Program, Program & Phase Or Unit					
	Fund	Dept.	Object/ Sub Object	Bond Act	Dollars	
	221	60	0110	4380	\$- 0 -	

Budget Funding Year(s)  
(must match resolution)

FY 2025-2028

Start Date 03/1/2025

End Date 2/29/2028

Funding Source:

Tax Dollars 100% County

State Aid

\$- 0 -  
(must match resolution)

Federal Aid

Other