



## Legislation Details (With Text)

**File #:** 2022-1325    **Version:** 1    **Name:**  
**Type:** Resolution    **Status:** Action  
**File created:** 3/1/2022    **In control:** Board of Commissioners  
**On agenda:** 4/26/2022    **Final action:** 4/26/2022

**Title:** Commission District(s): All  
CO - Consent to Assignment of Contract No. 1176858 from Otto Environmental Systems North American, Inc. to Duramax Holdings, LLC: for use by PW-Sanitation. Consists of the Consent to Assignment to transfer remaining funds and contract term to Duramax Holdings LLC, dba Otto Environmental Systems. No change in the contract's terms, conditions or prices.

**Indexes:**

**Attachments:** 1. Consent To Assignment Agenda Notes, 2. Duramax Holdings - Asset Purchase Agreement, 3. Signed Otto Letter Of Agreement

Date	Ver.	Action By	Action	Result
4/26/2022	1	Board of Commissioners	approved	Pass
4/19/2022	1	PWI-Public Works & Infrastructure Committee	recommended for approval.	Pass
4/12/2022	1	Board of Commissioners	deferred to the next meeting	Pass
4/5/2022	1	Committee of the Whole	Accepted to the BOC agenda and assigned	

**Purchasing Type:** Change Order (CO)

**Public Hearing:** YES  NO     **Department:** Purchasing & Contracting

**AGENDA ITEM:**

**Commission District(s): All**

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**Information Contact:** Cathryn G. Horner, Chief Procurement Officer

**Phone Number:** (404) 371-6334

**PURPOSE:**

On November 19, 2021, Otto Environmental Systems North America, Inc. and Otto Industries North America, Inc. sold all property, inventory and contract rights to Duramax Holdings, LLC. Duramax will conduct business as Duramax Holdings LLC, dba Otto Environmental Systems. This request is for consent to assignment of Contract No. 1176858 to Duramax Holdings LLC, dba Otto Environmental Systems with no change in contract terms, conditions or prices.

**RECOMMENDATION:**

Recommend approval of Consent to Assignment of contract to:

Duramax Holdings LLC, dba Otto Environmental Systems, 12700 General Drive, Charlotte, NC 28273

and authorize the Chief Executive Officer to execute the Consent to Assignment and all associated documents.

**ADDITIONAL INFORMATION:**

1. Contract Effective Date: August 27, 2019
2. Contract Expiration Date: August 31, 2022
3. Amount Spent To Date: \$4,743,830.76 - Total  
                                  \$460,894.00- Initial Term  
                                  \$2,754,666.47 - 1<sup>st</sup> Renewal  
                                  \$550,000.00 - 2<sup>nd</sup> Renewal  
                                  \$978,270.29 - CO1
4. Funding: Enterprise (Operating) - Sanitation