

**MINUTES OF THE MEETING OF THE
COUNTY OF WESTCHESTER
BOARD OF ACQUISITION AND CONTRACT
HELD ON THURSDAY, APRIL 22, 2010 AT 11:00 A.M.**

Acting County Executive	Kevin Plunkett
Chair, Board of Legislators	Ken Jenkins
Acting Commissioner of Public Works	John Hsu
Deputy County Attorney	Jim Robertson
County Executive's Office	Christine Sculti
Office of Budget	Patricia Haggerty
Commissioner, Dept. of Finance	Anne Marie Berg
Dept. of Finance	Dennis Kelly
Board of Legislators	Anne Reasoner
Board of Legislators	Larry Goldstein
Information Technology	Marguerite Beirne
Secretary BAC	JoMary Vieira
Assistant Secretary BAC	Joan Cocciardi

Mr. Plunkett presided.

Mr. Plunkett said, "Before we begin the meeting, has the Secretary checked the reception area to make sure that all members of the public who wish to attend this meeting have been invited into this conference room?"

Ms. Vieira confirmed that she had done so.

Deputy County Executive Kevin Plunkett announced that he was chairing this meeting of the Board of Acquisition and Contract because County Executive Astorino was in various locations and unable to attend this meeting.

Acquisition & Contract. (1) Minutes of the meeting of 4/15/10 and the SEQR Review for agenda items.

J. Vieira

Mr. Plunkett moved to receive and file the foregoing minutes and SEQRA review, which were duly seconded and approved.

Mr. Plunkett noted for the record that Mr. Hsu wished to make a motion. Mr. Hsu stated, "I move to add item 46 to the agenda. This is a resolution for an agreement with the Westchester County Historical Society. The Society would provide various services relating to the collection and preservation of documentation, artifacts and properties significant to the history of Westchester County. The agreement would be for the period from January 1, 2010 through December 31, 2010 in an amount not-to-exceed \$89,688, to be paid pursuant to an approved budget." Mr. Jenkins seconded the motion and item #46 was added to the agenda.

1. (6804) **CE/Office for Women** - Enter into an agreement with the YWCA of White Plains and Central Westchester, Inc., to provide Child Care in the Richard A. Daronco Court House in White Plains, from 1/1/10 – 12/31/10, for an amount not to exceed \$46,505, pursuant to the workplan and budget in attached Schedules A and B.

C. Murphy

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

2. (6930) **CE/Office for Women** - Enter into an agreement with the YMCA of New Rochelle, Inc., to provide child care in the Court House in New Rochelle to serve the child care needs of persons accessing the Family Court, from 1/1/10 – 12/31/10, for an amount not to exceed \$71,971.

C. Murphy

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

3. (8575) **CE/Office for Women** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with Pace University, acting by and through the Women's Justice Center of the Pace University School of Law, to provide a trainer/attorney at the Family Court Legal Program of the Family Justice Center.

C. Murphy

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

4. (8576) **CE/Office for Women** - Enter into an agreement with Pace University, acting by and through the Women's Justice Center of the Pace University School of Law, to provide a trainer/attorney at the Family Court Legal Program of the Family Justice Center, from 4/1/10 – 3/31/11, for an amount not to exceed \$91,606, pursuant to the attached workplan and budget.

C. Murphy

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

5. (8577) **CE/Office for Women** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with Victims Assistance Services of the Westchester Community Opportunity Program, Inc., to provide two victim advocates at the Family Justice Center at the White Plains Court Complex.

C. Murphy

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

6. (8583) **CE/Office for Women** - Enter into an agreement with Victims Assistance Services of the Westchester Community Opportunity Program, Inc., to provide two victim advocates at the Family Justice Center at the White Plains Court Complex, one of whom will be bilingual, from 4/1/10 – 3/31/11, for an amount not to exceed \$116,000, pursuant to the attached workplan and budget.

C. Murphy

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

7. (8584) **CE/Office for Women** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with My Sisters' Place, Inc. to provide a part-time counselor at the Family Justice Center at the White Plains Court Complex.

C. Murphy

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

8. (8585) **CE/Office for Women** - Enter into an agreement with My Sisters' Place, Inc., to provide a

part-time counselor at the Family Justice Center at the White Plains Court Complex, from 4/1/10 – 3/31/11, for an amount not to exceed \$26,000, pursuant to the attached workplan and budget.

C. Murphy

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

9. (8916) **CE/Office for Women** - Enter into an agreement with St. Peter's Child Care Center, Inc., to provide Child Care at the Family Court in Yonkers, from 1/1/10 – 12/31/10, for an amount not to exceed \$38,754, pursuant to the attached Schedules A and B.

C. Murphy

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

10. (8938) **Finance – OVER BY BOARD OF LEGISLATORS.** Request authority to extend an agreement with Triad Group, L.L.C., for the provision of on-the-job injury/illness claim administration and case management services, from 1/1/10 – 12/31/10, in an amount not to exceed \$450,000 to be paid on a per claim basis at the rates contained in the attached Schedule "B", plus preparation of Workers Compensation forms on behalf of the County in an amount not to exceed \$30,000, for a total amount not to exceed \$480,000; plus reimbursement of loss adjustment expense in a total amount not to exceed \$440,000; and approval of the list of subcontractors on Schedule "A", under the listed terms and conditions.

A. Berg

Mr. Jenkins asked questions. Ms. Berg and Mr. Robertson responded. Please refer to electronic recording for details.

11. (8282) **Information Technology** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with The Spectrum Firm, Inc., for radio frequency engineering and licensing services.

M. Beirne

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

12. (8283) **Information Technology** - Amend Contract IT-942 with The Spectrum Firm, Inc., for radio frequency engineering and licensing services by extending the term twenty months to a new termination date of 12/31/11 and by increasing the amount by \$60,000, to a new total not to exceed contract amount of \$212,000.

M. Beirne

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

13. (8695) **Information Technology** – Enter into an agreement (IT-1165) with Advantage Technical Resourcing, Inc. Dedham, MA, for the provision of professional consulting services, from 4/1/10 - 3/31/11, for a total not to exceed contract amount of \$1,768,986, under the listed terms and conditions.

M. Beirne

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

14. (8696) **Information Technology** - Enter into an agreement (IT-1161) with Howard-Sloan Search, Inc., d/b/a Celerity Technology Services, a division of Howard-Sloan Professional Search,

NYC, for the provision of professional consulting services, from 4/1/10 – 3/31/11, for a total not to exceed contract amount of \$381,836.

M. Beirne

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

15. (8851) **Information Technology – WITHDRAWN BY DEPARTMENT.** Agreement IT-1167, for removal of existing lighting system and wiring from Grasslands Tower and manufacturer certified installation of new flash technology high intensity obstruction lighting system, wiring, and controller. Request authority to advertise for bids.

M. Beirne

16. (7974) **Planning** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with Westchester Housing Fund, Inc., d/b/a Community Capital Resources to provide assistance to the Department of Planning in the provision of affordable housing.

E. Buroughs

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

17. (7976) **Planning** - Enter into an agreement with the Westchester Housing fund, Inc., d/b/a Community Capital Resources, to carry out affordable housing activities, from 1/1/10 – 12/31/10, for an amount not to exceed \$110,725, under the listed terms and conditions.

E. Buroughs

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

18. (8711) **Planning** - Amend the grant agreement with the New York State Housing Trust Fund Corporation, through the United States Department of Housing and Urban Development, to administer the Section 8 Housing Assistance Payment Program, by increasing the amount by \$3,831,000, for a total amount of \$7,231,000, and extending the contract expiration date until such time that this contract extension is replaced with a revised contract to be executed by and between the New York State Housing Trust Fund Corporation and Westchester County.

E. Buroughs

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

19. (8712) **Planning** - Execute any agreements necessary to purchase approximately 5.8064 acres of real property located at The Mews at Baldwin Place, Mahopac Avenue and Route 6 in the Town of Somers, from Somers Realty Corporation or current owner of record, and convey the property to Somers Housing Development Fund Company Inc., as nominee for Somers Senior LP, its designee, successor or assigns, for the purpose of providing seventy two (72) fair and affordable rental apartments for senior citizens age 62, and older that will remain affordable for a minimum period of fifty (50) years, plus one (1) unit for the superintendent, from 4/5/10 – 4/30/13, for a not to exceed amount of \$2,000,000, under the listed terms and conditions.

E. Buroughs

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

20. (8713) **Planning** - Enter into an agreement with The Town of Somers, The Housing Action Council, Inc. and The Kearney Realty Development Group and Somers Realty Corp., their designees, successors or assigns, to construct or develop infrastructure improvements associated with the fair and affordable housing known as The Mews at Baldwin Place, a Fair and Affordable Housing Development for Senior Citizens, from 5/1/10 – 4/30/13, for a not to exceed amount of \$1,100,000.

E. Buroughs

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

21. (8825) **Planning – OVER BY BOARD OF LEGISLATORS.** Request authority to enter into an agreement with National Fish and Wildlife Foundation to accept a grant to implement a Bronx River Streambank Stabilization and Wetland Restoration Project, from 5/1/10 – 4/30/12, for a not to exceed grant amount of \$350,000.

E. Buroughs

22. (8786) **Social Services** - Enter into an agreement with My Sisters' Place, Inc., for the provision of advocacy and support services to children and victims of domestic violence referred to My Sisters' Place by the Child Protective Services Division of the Department of Social Services, from 5/1/10 – 4/30/11, for an amount not to exceed \$252,460.

K. Mahon

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

23. (6098) **Health** – Enter into contracts with Hudson River Healthcare, Inc., Mt. Vernon Neighborhood Health Center, Inc. and Open Door Family Medical Center, Inc., whereby the Health Centers provide certain preventive public health services to self-pay patients and receive funds from the County for the non-reimbursed cost of these services, from 1/1/10 – 12/31/10, for a combined total aggregate amount not to exceed \$3,028,850, under the listed terms and conditions.

C. Archbald

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

24. (8902) **Health –1)** Amend a 1/21/10 Resolution to increase the not to exceed contract amounts of federally funded Ryan White Part A agencies, from 3/1/10 – 2/28/11, by a total of \$69,569 in order for each agency listed to receive a Cost of Living Adjustment; and **2)** that the not to exceed contract for Open Door Family Medical Centers, Inc., be increased by \$50,000 for medical case management services, from \$100,000 to \$150,000; and **3)** that the not to exceed contract amount for Mid-Hudson Valley AIDS Task Force, Inc., d/b/a, AIDS Related Community Services, in addition to a COLA, be increased by \$89,279 for transportation services, from \$741,664 to \$836,193; and **4)** that The Lord's Pantry, Inc., be awarded a contract for food services, in the amount of \$45,000, from 3/1/10 – 5/31/10.

C. Archbald

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

25. (8782) **Labs and Research – OVER BY BOARD OF LEGISLATORS.** Request authority to amend an agreement with the State of New York, acting by and through the New York State Division of Criminal Justice Services, to accept a grant in the amount of \$388,991 for the Department to participate in the Aid To Crime Labs-Forensic Science Laboratory Program, from 7/1/09 – 6/30/10, by extending the term of the Agreement through 9/30/10.

M. Hyland

26. (8685) **College** – Contract No. WCC-09-858, to Re-Wire Administration Building/Fiber-Optic Cable, Westchester Community College, Westchester County, New York. Awarded to Low Bidder, Falcon Data Networks, LLC, Pleasant Valley, NY, in the amount of \$179,553. (5 bids received)

J. Hankin

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

27. (7883) **District Attorney** - Enter into an agreement with the New York State Division of Criminal Justice Services, to operate the Upstate Parole Reentry grant, from 7/1/09 – 6/30/10, in the amount of \$300,387 in grant funds and no County matching funds; and enter into agreements with Shaun Levine in an amount not to exceed \$52,600; The Mental Health Association of Westchester County, Inc., in an amount not to exceed \$19,900; Westhab, for an amount of \$20,000; Family Services of Westchester, Inc., in an amount not to exceed \$2,530, to provide various services under this grant.

J. DiFiore

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

28. (8660) **District Attorney** - Enter into an agreement with the New York State Office of Children and Family Services, in the amount not to exceed \$153,286 in grant funds, to operate the Multidisciplinary Team and Child Advocacy Center Grant, from 2/1/10 – 1/31/11 and to subcontract with the Westchester Jewish Community Services, in the amount of \$31,000, and The Westchester Institute for Human Development, in the amount of \$14,105.

J. DiFiore

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

29. (8687) **Parks** - Enter into a license agreement with MGE, Inc., Rye, for the operation of a concession ride known as the "Sky Flyer" at Playland Park, Playland Parkway, Rye, from 5/1/10 – 10/15/10, under the listed terms and conditions.

J. Stout

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

30. (8688) **Parks** - Enter into a license agreement with MGE, Inc., Rye, for the operation of a concession ride known as "Starship 2000" at Playland Park, Playland Parkway, Rye, from 5/1/10 – 10/15/10, under the listed terms and conditions.

J. Stout

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

31. (8689) **Parks** - Enter into a permit agreement with UBS Securities, LLC, NYC, for the exclusive use of Playland Park for employees and invited guests from 4:30 pm to 9:30 pm on Monday, June 21, 2010 (Rain date – Monday, June 28, 2010), for an event fee of \$109,375, under the listed terms and conditions.

J. Stout

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

32. (8691) **Parks** - Terminate Contract PRC-414 with American Pump & Motor Service, Inc., for Water Pump Maintenance and Repair Service at Various Department of Parks, Recreation and Conservation Facilities, due to the contractor's breach of contract and refusal to pay its

supplier, Schulz Electric Company.

J. Stout

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

33. (8715) **Transportation** - Enter into a lease agreement with Fleet Aviation, LLC for the lease of space in Hanger F at Westchester County Airport, from 5/1/10 – 4/30/11, for a fee of \$57,732, under the listed terms and conditions.

L. Salley

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

34. (7819) **DPW** – Contract No. 08-532, for Chlorine Contact Tank and Gas Piping Upgrade, Yonkers Joint Wastewater Treatment Plant, Yonkers, New York. Advertise for bids.

J. Hsu

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

35. (7820) **DPW** – Contract No. 09-507, for Performance Maintenance Program, Screenings and Grit Chamber Modifications, Mamaroneck Wastewater Treatment Plant, Mamaroneck, New York. Advertise for bids.

J. Hsu

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

36. (8835) **DPW** – Contract No. 10-514, for Biological Nutrient Removal Upgrade, Blind Brook Wastewater Treatment Plant, Rye, New York. Award to Low Bidder – Arben Group LLC, Pleasantville, in the amount of \$488,890. Approved RLJ Electric Corp., Peekskill, (Electric Work), as a subcontractor. (2 bids received)

J. Hsu

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

37. (8836) **DPW** – Contract No. 07-522, with West-Fair Electric Contractors, Inc., for Fire Alarm System Upgrade, Laboratories and Research, Valhalla Campus, Valhalla, New York. Completed work and Final Contract Amount of \$436,878.

J. Hsu

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

38. (8838) **DPW** – Contract No. 07-546-GC, with Arben Group LLC, to Replace Vehicle Entrance Doors, Central Maintenance Facility, Department of Transportation, 475 Saw Mill River Road, Yonkers, New York. Completed work and Final Contract Amount of \$574,750.

J. Hsu

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

39. (8839) **DPW – OVER BY BOARD OF LEGISLATORS.** Request authority to obtain a proposal and negotiate a fee with Malcolm Pirnie, Inc., in connection with Engineering Services for

Material Recovery Facility Enhancement – Commingled Side, Yonkers, New York. (#10-912)

J. Hsu

Mr. Jenkins made some comments. Mr. Hsu, Mr. Plunkett and Mr. Robertson responded. Please refer to electronic recording for details.

40. (8840) **DPW** – Contract No. 10-201, for Countywide Maintenance Service, Large Air Conditioning Systems (Larger than 50 tons), Various Locations, Westchester County, New York. Advertise for bids.

J. Hsu

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

41. (8841) **DPW** – Contract No. 10-202, for Countywide Maintenance Service, Small Air Conditioning Systems (Less than 50 tons), Various Locations, Westchester County, New York. Authority to advertise for bids.

J. Hsu

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

42. (8842) **DPW** – Contract No 05-542, with ELQ Industries, Inc., for Resurfacing and Related Improvements, North and South Ridge Street (C.R. 54B) from Rye/Rye Brook Line to Winding Wood Road, a Distance of 2.38 Miles, Village of Rye Brook, New York. Approved Safety Marking, Inc., Bridgeport, CT, and Verde Electric Corporation, Mount Vernon, as subcontractors.

J. Hsu

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

43. (8843) **DPW** – Contract No. 09-536-Rev., with Dolphin Construction Corp., for Building Renovations – Phase I, 450 Saw Mill River Road, Ardsley, New York. Approved the five (5) listed subcontractors.

J. Hsu

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

44. (8530) **DEF** – Contract No. EF-1003, for Service, Repair and Replacement of Small Air Conditioning Systems (Less than 80 tons), Various Locations, Westchester County, New York. Advertise for bids.

T. Lauro

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

45. (8680) **DEF** – Contract No. EF-1001, for Inspection and Repair of Cranes & Hoists, Various Locations, Westchester County, New York. Awarded to Low Bidder, Kone Cranes, Inc., Stirling, NJ, in the amount of \$70,408. (3 bids received)

T. Lauro

Mr. Plunkett moved the resolution, which was duly seconded and unanimously approved.

46. (8974) **County Executive – OVER BY BOARD OF LEGISLATORS.** Request authority to enter into agreement with the Westchester County Historical Society, pursuant to which the Society shall, as the duly appointed County Historian, provide various services relating to the collection and preservation of documentation, artifacts and properties significant to the history of the County, and to make such resources available to the public, from 1/1/10 – 12/31/10, in an amount not to exceed \$89,688.

K. Plunkett

This meeting was recorded and an electronic copy of the minutes is on file with the Board of Acquisition and Contract.

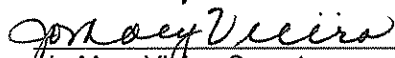
There being no further business, the Chair declared the meeting adjourned. All approved resolutions are on file electronically with the Board of Acquisition and Contract.



(Jo Mary Vieira – Secretary)

I have reviewed the foregoing minutes and have found them to be correct as written.

Dated 4/23/10



Jo Mary Vieira, Secretary
Board of Acquisition & Contract