

**MINUTES OF THE MEETING OF THE
COUNTY OF WESTCHESTER
BOARD OF ACQUISITION AND CONTRACT
HELD ON THURSDAY, JUNE 24, 2010 AT 11:00 A.M.**

Acting County Executive
Chair, Board of Legislators
Acting Commissioner of Public Works
Deputy County Attorney
Office of Budget
Deputy Commissioner, Dept. of Finance
Dept. of Finance, Intern
Board of Legislators
Board of Legislators
Information Technology
Secretary BAC
Assistant Secretary BAC
League of Women Voters, Westchester

Kevin Plunkett
Ken Jenkins
John Hsu
Jim Robertson
Patricia Haggerty
Dennis Kelly
Thomas Vetere
Olivia Rhodes
Anne Reasoner
Marguerite Beirne
JoMary Vieira
Debby Linhardt
Barbara Strauss

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.

Mr. Plunkett announced that he was chairing this meeting of the Board of Acquisition & Contract because County Executive Astorino was out of the office.

Acquisition & Contract. (1) Minutes of the meeting of 6/17/10 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.

Ken Jenkins, Chairman of the Board of Legislators, said, "For the record, we have only one comment, concerning the CCS contract. We thank the Administration for giving us a copy of the executed agreement. There is a set of items that are still outstanding from our request list, which will be forwarded to the committee, Mr. Chairman. We are concerned specifically about the insurance requirement for the contract. We understand from Risk Management that they signed off on the insurance requirements, but we have not yet received the insurance certificate, as would be required for the County's protection, for that particular contract, at this point.

Deputy County Attorney James Robertson responded, "Mr. Boland was down this morning with the list of questions. Mr. Cashman addressed them. The only one he couldn't address was the insurance one. Mr. Boland went to Risk Management, which is a division of our office. Risk Management, as a matter of course, only reviews the insurance certificate. It's the Correction Department's responsibility to

maintain the insurance certificate in its file. So my understanding was that a copy of the certificate was being obtained from the department for Mr. Boland.

1. (11922) **Planning** - Amend the agreement with the National Fish and Wildlife Foundation to accept a grant to design and facilitate the construction of an automatic tide control structure and low and high marsh habitat area on the shores of Manursing Lake in the City of Rye, by changing the expiration date from 6/30/09 to 6/30/10.

E. Buroughs

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

2. (11977) **DPW** – Contract No. 08-211, with Diebold Enterprise Security Systems, Inc., for Countywide Maintenance of Access Control and Security Equipment, Various Locations, Westchester County, New York. Approved Change Order No. 1 in the amount of \$220,000.

J. Hsu

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

3. (11482) **CE/Office for Women** - Authority, 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 legal services in Yonkers for women victims of domestic violence, through its non-residential domestic violence program.

C. Murphy

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

4. (11484) **CE/Office for Women** - Agreement with My Sisters' Place, Inc., to provide legal services in Yonkers for women victims of domestic violence through its non-residential domestic violence program, as well as accept referrals from Legal Services of the Hudson Valley, from 1/1/10 – 12/31/10, in an amount not to exceed \$90,263. (County / \$36,105, New York State / \$35,203, Federal / \$18,955)

C. Murphy

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

5. (11915) **CE/Office for Women** - Amend an agreement with Kenneth Donato, to provide consulting services as Director of the newly-established Family Justice Center in the White Plains Court Complex, in order to include reimbursement of travel expenses incurred during the provision of his consulting services as Director of the Family Justice Center, by increasing the total amount an additional \$10,000, for a new total not to exceed amount of \$230,000, from 3/1/10 – 2/29/12.

C. Murphy

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

6. (11919) **CE/Office for Women – OVER BY BOARD OF LEGISLATORS.** Request authority to amend a 4/22/10 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, by modifying the term from 4/1/10 – 3/31/11 to 1/1/10 – 12/31/10.

C. Murphy

7. (11224) **Information Technology** - Software license and service agreement (IT-1156) with Hudson Center for Health Equity and Quality, Tarrytown, for the Facilitated Enrollment Electronic Application, from 8/18/10 – 12/31/11, for a total not to exceed contract amount of \$12,625, under the listed terms and conditions.

Beirne/Archbald

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

8. (12170) **Planning** - Agreement with Cottage Landings, LLC, its successor or designee, through the Federal HOME Investment Partnership Program, in an amount not to exceed \$880,000, to supplement the construction of eleven (11) units of fair and affordable housing to be located at 15 Edgar Place in the City of Rye, contingent upon receipt of all required approvals, financial commitments and a construction closing for the units, from 6/24/10 – 6/23/12.

E. Buroughs

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

9. (12089) **CE/Emergency Services** - Agreement with the Westchester County Health Care Corporation to provide WCHCC with radiation detection equipment in order to detect radiological contamination, monitor patients and staff and prepare for, respond to and mitigate the effect of a radiological event, for a five (5) year term commencing upon execution, under the listed terms and conditions.

A. Sutton

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

10. (12168) **Social Services – OVER BY BOARD OF LEGISLATORS.** Request authority to enter into an agreement with the North American Family Institute, to run a residential step down program that will provide intensive pre-placement services for Westchester's hardest to place youth who are transitioning from out-of-state residential facilities into lower level foster care in-state, from 7/1/10 – 6/30/11, for an amount not to exceed \$85,000.

K. Mahon

11. (12169) **Social Services** - Extend a contract with Lam-Mar Diversified Inc., d/b/a Westchester Moving & Delivery, for Emergency Moving Services for Homeless Customers of the Westchester County Department of Social Services, from 7/1/10 – 6/30/11, in an amount not to exceed \$122,120, per the attached Schedule "A", thereby increasing the total not to exceed amount to \$363,785.

K. Mahon

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

12. (12175) **Social Services** - Agreement with Westhab, Inc., for the provision of various support services for the "hard-to-serve" Employable and Non Employable Safety Net Families in Westchester through a program called YRAP (Yonkers Reach Achieve & Prosper), from 7/1/10 – 6/30/11, for an amount not to exceed \$710,000.

K. Mahon

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

13. (12190) **Social Services** – Amend a resolution to enter into agreements with vendor agencies for Title XIX Personal Care Services under the Social Security Act, commencing on 1/1/04 and continuing indefinitely until terminated by either party upon thirty (30) days prior written notice, in order to add Azor Licensed Home Care Service Agency, Mt. Vernon, to the list of already approved agencies.

K. Mahon

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

14. (12056) **Labs and Research** - Extend an agreement with the New York State Division of Criminal Justice Services to accept funds in an amount not to exceed \$746,014 in state funds for the Department to operate the DNA 30 Day Turnaround Program, by changing the termination date from 6/30/10 to 8/31/10.

M. Hyland

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

15. (12066) **District Attorney** – Agreement with the New York State Division of Criminal Justice Services to operate the Aid to Prosecution Program, from 4/1/10 – 3/31/11, in an amount not to exceed \$727,400 in State funds and \$2,205,095 in County matching funds.

J. DiFiore

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

16. (12171) **Parks** - License agreement with Philip and Patricia Pessoni, or current owner of real property located at 352 South Salem Rd, Pound Ridge, NY, to utilize an access entry drive across lands of the Ward Pound Ridge Reservation (approximately 200 square feet), from 7/1/10 – 6/30/15, for a license fee of \$100 per year.

J. Stout

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

17. (12173) **Transportation** – Grant agreement with the State of New York, acting through the Department of Transportation, to accept \$2.5 million in funding under the Multi-Modal #4 Program for the construction of Central Avenue (Route 100) traffic flow improvements, including signalization, intersection reconfiguration and queue-jumping lanes, commencing upon execution and continuing in full force and effect so long as applicable Federal aid and Multi Modal funding authorizations are in effect and funds are available; and enter into an IMA with the City of White Plains to coordinate the upgrading of City owned traffic signals on Central Avenue in order to facilitate transit signal priority and improve overall operations for the County's Bee-Line Bus System in the Central Avenue Corridor, under the listed terms and conditions.

L. Salley

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

18. (11973) **DPW – OVER BY BOARD OF LEGISLATORS.** Request authority to enter into a Customer Installation Commitment Agreement with the New York Power Authority for new energy efficient heating and ventilating equipment and window replacement at 450 Saw Mill River Road, Ardsley, NY (Warehouse Area), for a cost of \$3,468,108, with an associated financing cost of \$1,575,752, for a total not to exceed amount of \$5,043,860, from 12/1/08 – 12/31/31, under the listed terms and conditions. (Agreement #10-924)

J. Hsu

19. (12150) **DPW** - Agreement #10-923 (a Multi-Phased Agreement), with Stearns & Wheeler, LLC, Cazenovia, NY, for Engineering Services in connection with the Total Residual Chlorine Reduction and Structural Repairs to the Chlorine Contact Tank at the Ossining Wastewater Treatment Plant, Ossining, New York. Approved Malcolm Pirnie, Inc., (Instrumentation and Controls Design), White Plains, and M.G. McLaren, P.C. (Structural Repair Design), West Nyack, as subconsultants.

J. Hsu

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

20. (12151) **DPW** - Amend an agreement with Clough Harbour & Associates, LLP, Albany, to provide for design services during construction associated with the Tibbetts Pool Modernization, Yonkers, New York, in order to provide for supplemental services rendered in accordance with consultant's proposal for the fourth phase of this multi-phase project, and by increasing the fee an additional \$99,500, for a total maximum fee of \$840,500. (Agreement #07-933)

J. Hsu

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

21. (12152) **DPW** - Obtain a proposal and negotiate a fee with The RBA Group, NYC, in connection with engineering services for the Playland Parkway Pathway Extension, Town of Harrison and City of Rye, New York. (#10-927)

J. Hsu

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

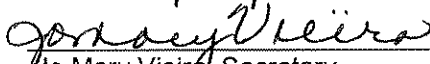
This meeting was recorded and an electronic copy of the minutes is on file with the Board of Acquisition and Contract.

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 6/29/10


Jo Mary Vieira, Secretary
Board of Acquisition & Contract