

**MINUTES OF THE MEETING OF THE  
COUNTY OF WESTCHESTER  
BOARD OF ACQUISITION AND CONTRACT  
HELD ON THURSDAY, NOVEMBER 4, 2010 AT 11:00 A.M.**

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

Mr. Astorino presided.

Mr. Astorino 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. Jenkins said, "On Item #2, which is a contract with Visiting Nurse Services of Westchester (VNS), there was concern because this particular contract would be for them to provide assessments and reassessments to social service clients who need personal care services. The concern, as expressed from the Board, is that VNS actually performs those services, so the questions that we were asking was along the line of understanding which protections would be in place for Westchester taxpayers to ensure that their assessment wasn't assessing items that they weren't going to benefit from. There was concern about that and we have not received any answers to that particular question. I'm pretty confident with Commissioner Mitchell; he is a thorough individual, we have worked with him through Community Mental Health, and now that he is Acting Commissioner of Social Services we have confidence in Commissioner Mitchell that he would certainly have the answers to the generic questions that we asked, as far as comparison of services and cost. The question regarding the firewall between VNS assessing and VNS as the delivery, we are concerned about that. We are not sure if we want to table this item in an effort to potentially get those answers so as to give the Board a level of comfort, Mr. Chairman, but that is the concern that we have with this item."

Mr. Astorino asked, "Do you want to table it?"

Mr. Jenkins answered, "That would be fair. Thank you."

**Acquisition & Contract.** Minutes of the meeting of 10/28/10 and the SEQR Review for agenda items.

J. Vieira

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

1. (14298) **Finance** - Renew agreements with JPMorgan Chase Bank, N.A. for the provision of general operating, payroll and direct deposit accounts banking services, for a term of 2 years, from 4/1/10 – 3/31/12, under the listed terms and conditions.

A. Berg

**Laid over by the Board of Legislators – 10/28/10**

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

2. (14620) **Social Services** –Request authority to enter into an agreement with the Visiting Nurse Services in Westchester, Inc., for the provision of nursing assessments/reassessments to Social Services clients who need personal care services, from 1/1/11 – 12/31/15, in an amount not to exceed \$6.875 million of which \$6.5 million will be billed directly to Medicaid through eMedNY, and \$375,000 exclusively designated to cover the cost associated with Medicaid denials.

G. Mitchell

**Laid over by the Board of Legislators – 10/28/10**

**Tabled by the Board of Acquisition and Contract until 11/12/10**

3. (14561) **Labs and Research** - Enter into a grant agreement with the State of New York, acting through its Division of Criminal Justice Services, for the County's Department of Laboratories and Research's Division of Toxicology to participate in the Paul Coverdell National Forensic Sciences Improvement Act, from 10/1/10 – 9/30/11, in an amount not to exceed \$65,680.

K. Ashar

**Laid over by the Board of Legislators – 10/28/10**

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

4. (14573) **Labs and Research** - Enter into a grant agreement with the State of New York, acting through its Division of Criminal Justice Services, for the County's Department of Laboratories and Research's Division of Forensic Sciences to participate in the Paul Coverdell National Forensic Sciences Improvement Act, from 10/1/10 – 9/30/11, in an amount not to exceed \$65,680.

K. Ashar

**Laid over by the Board of Legislators – 10/28/10**

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

5. (14498) **Public Safety** - Enter into two (2) separate agreements with Rockland and Dutchess Counties, to transfer ownership of two horses each to both Rockland and Dutchess for use in their mounted police units.

G. Longworth

**Laid over by the Board of Legislators – 10/28/10**

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

6. (14669) **DPW** – Request authority to enter into a one (1) year lease agreement with Spruce Spires Associates, LLC, for space located on the second and third floors of 420 North Avenue, New Rochelle, consisting of approximately 13,952 square feet, for a base annual rent of \$309,734, from 1/1/11 – 12/31/11, under the listed terms and conditions.

J. Hsu

**Laid over by the Board of Legislators – 10/28/10**

**Tabled by the Board of Acquisition and Contract until 11/12/10.**

7. (11699) **CE/Youth Bureau – OVER BY THE BOARD OF LEGISLATORS.** Request authority to enter into an agreement with the Jewish Council of Yonkers, Inc. to operate the Intergenerational Literacy program, from 1/1/10 – 12/31/10, in a total amount not to exceed \$45,000.

M. Cabaleiro

8. (12368) **CE/Youth Bureau- OVER BY THE BOARD OF LEGISLATORS.** Request authority to enter into an agreement with Family Ties of Westchester, Inc., to operate the Young Leaders of Tomorrow Program, from 4/1/10 - 12/31/10, in the total amount not to exceed \$40,000.

M. Cabaleiro

9. (14730) **Information Technology** - Amend Contract IT-942 with The Spectrum Firm, Inc., Flower Mound, TX, for radio frequency engineering and licensing services, by adding the following company as a subcontractor: R-Qube Consulting LLC, (Provide Guidance and Assistance with the Preparation and Submission of a Complex Licensing Application), Felton, DE.

M. Beirne

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

10. (14817) **Information Technology – OVER BY THE BOARD OF LEGISLATORS.** Request authority to amend Contract IT-1163 with Nutech Information Systems, Stamford, Ct, for the provision of professional consulting services, by increasing the not to exceed amount by \$140,000, for programming services of the Special Needs Registry Application and the Incident Management Application for the Department of Emergency Services; programming services to rewrite and enhance the “Internal Viewer” for the County Clerk Legal Division; and programming and design services for the County’s Enterprise Architecture Infrastructure, for a new total not to exceed contract amount of \$541,940.

M. Beirne

11. (14787) **CE/Emergency Services** - Enter into agreement with New York State Technology Enterprise Corporation (NYS OGS Contract Number CMR524A), for the provision of services to improve common planning and operational protocols and emergency responder skills and capabilities relating to emergency services radio communications, for an amount not to exceed \$363,171, commencing upon execution until 8/31/11.

A. Sutton

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

12. (14847) **CE/Emergency Services – OVER BY THE BOARD OF LEGISLATORS.** Request authority to enter into a grant agreement with the New York State Division of Homeland Security and Emergency Services to accept grant funds, from 8/1/09 – 7/31/12, in an amount not to exceed \$2,056,052, to enhance Westchester County’s capability to prevent, deter, respond to, and recover from threats or acts of terrorism and naturally occurring disaster situations in compliance with the FY09 State Homeland Security Program.

A. Sutton

13. (14758) **Social Services – OVER BY THE BOARD OF LEGISLATORS.** Request authority to amend a 9/23/10 Resolution to enter into agreements with 4 agencies to provide an occupational skills training, employment, and job placement program for fifty (50) eligible TANF recipients, under a grant from the New York State Office of Temporary Disability Assistance, for a total aggregate amount not to exceed \$261,200, by adding one more agency, Hire Choice Staffing, Inc., to the list of agencies already approved; and to increase the total aggregate amount not to exceed by an additional \$50,000, to a new aggregate amount not to exceed \$311,200, in order to compensate Hire Choice Staffing, Inc., for services to be rendered.

G. Mitchell

14. (14602) **Social Services -** Enter into an agreement with Charles H. Mack & Associates Inc. to provide Application Software Enhancement Upgrades and Software Maintenance Support for the existing Charles H. Mack Medical/Home Care System, from 1/1/11 – 12/31/11, in an amount not to exceed \$60,000.

Mitchell/Beirne

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

15. (14735) **Community Mental Health – OVER BY THE BOARD OF LEGISLATORS.** Request authority to enter into an agreement with each of the four (4) agencies listed for the provision of Shelter + Care services for homeless and disabled persons, from 10/1/10 – 9/30/15, for a total aggregate amount not to exceed \$2,716,887 and for the individual not to exceed amounts listed.

G. Mitchell

16. (14835) **Health – OVER BY BOARD OF LEGISLATORS.** Request authority to enter into an agreement with Laboratory Corporation of America Holdings to provide laboratory testing services for the Westchester County Department of Health’s Tuberculosis (TB) program, from 12/1/10 – 11/30/11, in the not to exceed amount of \$25,000.

C. Archbald

17. (14846) **Health – OVER BY BOARD OF LEGISLATORS.** Request authority to amend an existing contract with Hipolita Cabrera, to provide Facilitated Enrollment Services, for publicly funded health insurance programs, by increasing the amount not to exceed by an additional \$1,000, for a new not to exceed amount of \$43,000.

C. Archbald

18. (14469) **College -** Enter into a license agreement with the Westchester Library System to provide the College with classroom space at the White Plains and New Rochelle Public Libraries to provide on-site English as a Second Language instruction with integrated civics and citizenship content for patrons of the libraries, from 9/1/10 – 8/31/11, for a not to exceed amount of \$220,890.

J. Hankin

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

19. (14745) **College** – Contract No. WCC-10-502-Rev., for Construction of Gas Pump Fire Suppression System, Westchester Community College, Valhalla, New York. Reject all bids and Re-Advertise as WCC-10-502-Rev.

J. Hankin

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

20. (14800) **College** – Contract No. WCC-10-884-Rev., for Upgrade of Main Gas Meter, Westchester Community College, Valhalla, New York. Reject all bids and Re-Advertise as WCC-10-884-Rev.

J. Hankin

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

21. (14810) **District Attorney - 1)** Enter into an agreement with the Office of Victim Services, to operate the Office of Victim Services Grant, in the amount of \$217,165 in state and federal pass through funds and \$72,930 in County matching funds; and **2)** Enter into an agreement with Elizabeth Bussian, MSW, LCSW for psychotherapy services, from 10/1/10 – 9/30/11, in the amount of \$63,295, from 10/1/10 – 9/30/11.

J. DiFiore

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

22. (14836) **Public Safety** - Enter into a License Agreement with West Publishing Corporation, for use of its Consolidate Lead Evaluation and Reporting system, from 1/1/11 – 12/31/13, in an amount not to exceed \$108,840, under the listed terms and conditions.

Longworth/Beirne

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

23. (14592) **Parks – OVER BY BOARD OF LEGISLATORS.** Request authority to amend a license agreement with 181 New England Seafood Corporation, Rye, to operate the Boardwalk Restaurant at Playland Park, Rye, New York, from 4/1/10 – 12/31/14, to increase the size of the licensed premises by approximately 5,500 square feet and allow for additional capital improvements, (for an additional license fee of \$70,000), under the listed terms and conditions.

K. O'Connor

24. (14677) **Transportation** - Enter into a license agreement with Titan Outdoor, LLC, to develop and implement a marketing and management program for advertising on the Bee-Line Bus System, both the interior and exterior, from 1/1/11 – 12/31/13, and for a license fee of \$2,550,000, under the listed terms and conditions.

J. Hsu

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

25. (14825) **Transportation** – Contract No. WCA 11-001, for Jet Bridge Service and Maintenance, Westchester County Airport. Advertise for bids.

J. Hsu

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

26. (14670) **DPW – OVER BY BOARD OF LEGISLATORS.** Contract No. 08-219, with Globe Fence & Railings Inc., for Guide Railing Replacement, Bronx River Parkway and Various County Roadways, Westchester County, New York. Approved Change Order No. 1 in the amount of \$100,000.

J. Hsu

27. (14820) **DPW** - Amend Agreement No. 03-921 with Dolph Rotfeld Engineering, PC, Tarrytown, for the provision of engineering services in connection with the County Water District No. 3, Lateral Main Rehabilitation Project, Westchester County, New York, by extending the term until 1/31/11.  
 J. Hsu  
**Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
28. (14821) **DPW** – Contract No. 09-503, with NUA Construction Corp. (WBE), for Roof Replacement, Low Rise Building, 110 Dr. Martin Luther King, Jr. Boulevard, White Plains, New York. Completed work and Final Contract Amount of \$1,422,388.  
 J. Hsu  
**Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
29. (14822) **DPW** – Contract No. 08-540, with Yonkers Contracting Company, Inc., for Composite Performance Implementation and Plant Expansion, New Rochelle Wastewater Treatment Plant, New Rochelle, New York. Approved Basec Glass Corp., Milton, NY, as a subcontractor.  
 J. Hsu  
**Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
30. (14823) **DPW** – Contract No. 10-208, with Safety Marking, Inc., (WBE), for Airport Wide Striping and Runway 16/34 Rubber Removal, Westchester County Airport, Towns of Harrison and North Castle, and Village of Rye Brook, New York. Approved Rampart Hydro Services, LP, Coraopolis, PA, as a subcontractor.  
 J. Hsu  
**Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
31. (14784) **Public Utility Agency – OVER BY BOARD OF LEGISLATORS.** Request authority to **1)** enter into and execute an agreement providing for the sale of up to 375 kW of Municipal Distribution Agency economic development power through the County of Westchester Public Utility Service Agency to Sigmund Cohn Corp., 121 Columbus Avenue, Mount Vernon, from 12/1/08 – 11/30/13; and **2)** enter into and execute an agreement providing for the sale of up to 250 kW of Municipal Distribution Agency economic development power through the County of Westchester Public Utility Service Agency to Spellman High-Voltage Electronics Corp., One Commerce Park, Valhalla, from 12/1/08 – 11/30/13, under the listed terms and conditions.  
 T. Geiger
32. (14788) **Public Utility Agency – OVER BY BOARD OF LEGISLATORS.** Request authority to **1)** enter into and execute an agreement providing for the sale of 3200 kW Municipal Distribution Agency economic development power through the County of Westchester Public Utility Service Agency to BASF Corporation, 540 White Plains Road, Tarrytown, from 7/1/10 – 6/30/15; and **2)** enter into and execute an agreement providing for the sale of up to 1015 kW of Municipal Distribution Agency economic development power through the County of Westchester Public Utility Service Agency to BASF Corporation, 1057 Lower South State Street, Peekskill, from 6/1/08 – 5/31/13; and **3)** to enter into and execute an agreement providing for the sale of up to 1000 kW of Municipal Distribution Agency economic development power through the County of Westchester Public Utility Service Agency to BASF Corporation, 1050 Lower State Street, Peekskill, from 6/1/08 – 5/31/13, under the listed terms and conditions.  
 T. Geiger

33. (14795) **Public Utility Agency – OVER BY BOARD OF LEGISLATORS.** Request authority to enter into and execute an agreement providing for the sale of up to 800 kW of Municipal Distribution Agency economic development power through the County of Westchester Public Utility Service Agency to Montefiore Medical Center, 3 Odell Plaza, Yonkers, from 6/1/08 – 5/31/13, under the listed terms and conditions.

T. Geiger

34. (14796) **Public Utility Agency – OVER BY BOARD OF LEGISLATORS.** Request authority to 1) enter into and execute an agreement providing for the sale of up to 525 kW of Municipal Distribution Agency economic development power through the County of Westchester Public Utility Service Agency to The Excelsior Packaging Group, Inc., 159 Alexander Street, Yonkers, from 6/1/08 – 5/31/13; and 2) enter into and execute an agreement providing for the sale of up to 835 kW of Municipal Distribution Agency economic development power through the County of Westchester Public Utility Service Agency to The Excelsior Packaging Group, Inc., for use by its wholly owned subsidiary, Excelsior Extrusion, 159 Alexander Street, Yonkers, from 6/2/10 – 6/1/15, under the listed terms and conditions.

T. Geiger

35. (14797) **Public Utility Agency – OVER BY BOARD OF LEGISLATORS.** Request authority to enter into and execute an agreement providing for the sale of up to 210 kW of Municipal Distribution Agency economic development power through the County of Westchester Public Utility Service Agency to RMS Packaging, Inc., 1050 Lower South Street, Peekskill, from 6/29/10 – 6/28/15, under the listed terms and conditions

T. Geiger

36. (14406) **DEF – Contract No. EF-1007, for Removal and Disposal of Hazardous Waste at the Environmental Facilities, Westchester County, New York. Advertise for bids.**

T. Lauro

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

**Mr. Jenkins said, “After Preboard last week, there was a discussion between the Board’s budget staff, and both representatives of the minority. We sent an email communication to Mr. Oros and Ms. Sculti to ask about the potential of moving the Preboard meeting to the afternoon instead of the morning. This was in an effort to try to make sure that the questions from staff would be able to be documented and provided in written form to help streamline the process, because we were having a little bit of a glitch in making sure questions that came from staff were able to be funneled through in an expeditious matter. We want to bring it to your attention, Mr. Chairman, and hopefully we can have some resolution. We thought it was a better solution, it was a bipartisan solution, to come to say that it would be better from a staff perspective. As a former legislator, Mr. Chairman, you can understand completely, that legislators don’t usually see the Agenda until Tuesday, and any legislator can come up with any question at any time after that and the staff is certainly responsible to forward that to the appropriate person and get those answers. However, we are trying to guarantee staff questions will all be combined in writing if we have some consideration of moving the Preboard meeting from the morning to the afternoon.”**

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  
(Jo Mary Vieira – Secretary)

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

Dated 11/5/10

Jo Mary Vieira  
Jo Mary Vieira, Secretary  
Board of Acquisition & Contract