

REVISED
MINUTES OF THE MEETING OF THE
COUNTY OF WESTCHESTER
BOARD OF ACQUISITION AND CONTRACT
HELD ON FRIDAY, NOVEMBER 12, 2010 AT 11:00 A.M.

County Executive
Chair, Board of Legislators
Commissioner of Public Works
Deputy County Attorney
County Executive's Office
Office of Budget
Information Technology
Deputy Commissioner, Dept. of Finance
Board of Legislators
Board of Legislators
Secretary BAC
Assistant Secretary BAC

Rob Astorino
Ken Jenkins
John Hsu
Rick Cashman
Christine Sculti
Patricia Haggerty
Marguerite Beirne
Dennis Kelly
Anne Reasoner
Barney Molloy
JoMary Vieira
Debby Linhardt

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.

Acquisition & Contract. (1) Minutes of the meeting of 11/4/10 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.

Mr. Jenkins said, "On Resolution Item 4, #14847, from the Department of Emergency Services, we have asked for some follow-up information on the equipment. Although our questions were not answered, we're not going to ask that it be tabled. We're going to move forward on it, but we would like to get the answers to our questions, from the Budget Department. Resolution #'s 14784, 14788, 14795, 14796, and 14797 are all COWPUSA resolutions, Westchester's Public Utility Service Agency. We asked for follow-up information and received a response that said there were 1,899 jobs that were being preserved by these resolutions. We had a question on how that was calculated and also, specifically, how the businesses involved were picked. We understand, from doing additional research, that some of those businesses are successors of original businesses. We didn't get a response to those questions when we asked them; however, we are not going to ask for these resolutions to be tabled. The items should be moved forward, but we want to understand how the 1,899 jobs were calculated and, more importantly, how businesses in targeted areas could participate. Certainly, it would be a good thing for the County to see how we can help businesses and maintain jobs in Westchester County."

"The last thing I wanted to mention, concerns tabled item #7, regarding the lease at 420 North Avenue. I certainly want to state, on the record, that Legislator Maisano, who, I believe, is the representative from this specific area, had specific concerns about this particular location. However, in speaking with his colleague, Legislator Marcotte, who also represents New Rochelle, we do not have the same level of

concern. This particular item is a lease that has recently expired. Currently, we are on a month to month basis. Based on the best interest of the County, because this lease has already expired, whatever arrangements the Administration makes to move the space around between the Office of Court Administration, which is the main tenant and the Department of Health, which, I believe, is already being relocated to other areas of New Rochelle, should just transpire. But, I did guarantee Legislator Maisano that I was going to put on the record that he had an extreme concern about this issue. However, the fact is the majority of Board Members, in this particular case, agree that this lease should be terminated, or if not terminated, it should be allowed to expire. We should move forward, working with the Office of Court Administration on resolving the long term issue of the Family Court in lower Westchester County, where we have significant issues.

1. (11699) **CE/Youth Bureau** - 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

Laid over by the Board of Legislators – 11/4/10
Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.

2. (12368) **CE/Youth Bureau** - 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

Laid over by the Board of Legislators – 11/4/10
Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.

3. (14817) **Information Technology** - 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

Laid over by the Board of Legislators – 11/4/10
Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.

4. (14847) **CE/Emergency Services** - 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

Laid over by the Board of Legislators – 11/4/10
Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.

5. (14758) **Social Services** - 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

Laid over by the Board of Legislators – 11/4/10

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

6. (14735) **Community Mental Health** - 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

Laid over by the Board of Legislators – 11/4/10

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

7. (14835) **Health** - 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

Laid over by the Board of Legislators – 11/4/10

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

8. (14846) **Health** - 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

Laid over by the Board of Legislators – 11/4/10

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

9. (14592) **Parks** - 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

Laid over by the Board of Legislators – 11/4/10

Tabled by the Board of Acquisition & Contract

*** With respect to the motion to table, see Minutes for 11/18/2010.**

10. (14670) **DPW** – 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

Laid over by the Board of Legislators – 11/4/10
Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.

11. (14784) **Public Utility Agency** – 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

Laid over by the Board of Legislators – 11/4/10
Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.

12. (14788) **Public Utility Agency** – 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

Laid over by the Board of Legislators – 11/4/10
Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.

13. (14795) **Public Utility Agency** – 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

Laid over by the Board of Legislators – 11/4/10
Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.

14. (14796) **Public Utility Agency** – 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

Laid over by the Board of Legislators – 11/4/10
Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.

15. (14797) **Public Utility Agency** – 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

Laid over by the Board of Legislators – 11/4/10
Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.

16. (14620) **Social Services** - 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

Tabled by the Board of Acquisition & Contract until 11/12/10
Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.

17. (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

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

Tabled by the Board of Acquisition & Contract

*** With respect to the motion to table, see Minutes for 11/18/2010.**

18. (14706) **Social Services – WITHDRAWN BY DEPARTMENT.** Request authority to enter into agreements with each of the three (3) agencies listed for the purpose of developing and implementing training programs throughout the Hudson Valley region under the Hudson Valley Green Talent Pipeline Program, from 10/1/10 – 4/30/11, in an aggregate amount not to exceed \$98,602.

G. Mitchell

19. (14872) **Health** - Contract with the New York State Department of Health to accept continued funding for the Healthy Mom – Healthy Baby Prenatal and Postpartum Program grant, from 10/1/10 – 9/30/11, for a not to exceed amount of \$545,836.

C. Archbald

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

20. (14824) **Transportation** - Grant agreement with the Federal Emergency Management Agency of the Department of Homeland Security to provide federal funds in an amount up to \$500,000 for Access Controls at the Bee-Line Storage and Maintenance Facility in Valhalla, New York, from 6/1/10 – 5/31/13.

Hsu/Longworth

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

21. (14893) **DPW** – Contract No. 09-510, with Mohegan Associates, Inc., for Rustic Guide Railing Replacement, Various Locations, Westchester County, New York. Accepted completed work and approved Final Contract Amount of \$766,302.43.

J. Hsu

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

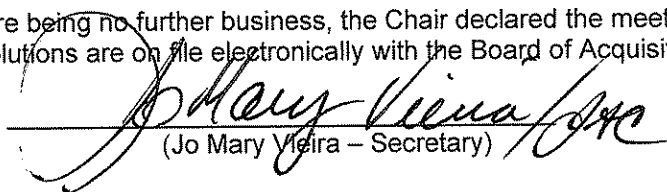
22. (14894) **DPW** – Contract No. 08-549, with Titan Construction Group, Inc., for Building Renovations, 1932 Jail, Norwood E. Jackson Correctional Center, Valhalla Campus, Valhalla, New York. Approved Prime Coat Coating Systems, Waukegan, IL, as a subcontractor.

J. Hsu

Mr. Astorino 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 11/19/10


Jo Mary Vieira, Secretary
Board of Acquisition & Contract