

**MINUTES OF THE MEETING OF THE
COUNTY OF WESTCHESTER
BOARD OF ACQUISITION AND CONTRACT
HELD ON THURSDAY, APRIL 7, 2016 AT 11:04 A.M.**

Deputy County Executive
Chairman, Board of Legislators
Deputy Budget Director
Deputy County Attorney
Deputy Commissioner of Finance
County Executive's Office
Budget
Board of Legislators
Board of Legislators
Board of Legislators
Secretary BAC
Assistant Secretary

Kevin Plunkett
Michael Kaplowitz
Francesca Bossey
Jim Robertson
Dennis Kelly
Christine Sculti
Carl Maniscalco
Greg Casciato
Steve Bass
Allie Restiano
Lisa Mrijaj
Joan Cocciardi

Mr. Plunkett presided.

Mr. Plunkett said, "For the record, has the Secretary to the Board gone to the reception area to invite any members of the public who wish to attend today's meeting to come to the conference room?"

Ms. Mrijaj confirmed that she had done so.

Mr. Plunkett said, "I understand the Deputy Budget Director wishes to make several motions because of the need to add on some resolutions. Madame Deputy Budget Director."

Ms. Bossey said, "I move to add item 26 (OnBase ID# 51634) to the agenda. This resolution would authorize an agreement with the Urban League of Westchester County, Inc. pursuant to which the Urban League will provide Employment Related Program Services to adult recipients of Temporary Assistance who are exempt from participation in public assistance work activities for the period from April 1, 2016 through March 31, 2017 for a total aggregate amount not to exceed \$1,375,000 pursuant to an approved budget and subject to appropriation and subject to the Urban League achieving certain performance based milestones."

Mr. Kaplowitz seconded the motion and it was unanimously approved.

Mr. Plunkett said, "Madame Deputy Budget Director."

Ms. Bossey continued, "I move to add item 27 (OnBase ID# 51681) to the agenda. This resolution would authorize an agreement with Westhab, Inc. pursuant to which Westhab, Inc. will provide Job Development Services to adult recipients of Temporary Assistance for the period from April 1, 2016 through March 31, 2017 for a total aggregate amount not to exceed \$1,097,200 pursuant to an approved budget and subject to appropriations and subject to Westhab, Inc. achieving certain performance based milestones."

Mr. Kaplowitz seconded the motion and it was unanimously approved.

Mr. Plunkett said, "Madame Deputy Budget Director."

Mr. Bossey said, "I move to add item 29 (OnBase ID # 51699) to the agenda. This resolution would authorize the County to exempt from the Westchester County Procurement Policy the procurement of an agreement with National Arbitration and Mediation, pursuant to Sec. 3(a)xxi of said Policy."

Mr. Plunkett seconded the motion and it was unanimously approved.

Mr. Plunkett said, "I understand this will be a short form contract so therefore there is nothing other than the exemption. Is that right Mr. Robertson?"

Mr. Robertson replied, "That is correct."

Mr. Plunkett said, "Madame Deputy Budget Director."

Ms. Bossey said, "I move to add item 29 (OnBase ID # 51699) to the agenda. This resolution would authorize the County to enter into a payment in lieu of taxes agreement with Entergy Nuclear Indian Point 2, LLC and Entergy Nuclear Indian Point 3, LLC for certain real property and improvements, for the period from January 1, 2015 through December 31, 2024."

Mr. Plunkett asked, "Mr. Robertson I just have one question on resolution #51699, is the Local Law 8976? Is that the right number?"

Mr. Robertson replied, "It's now your tracking number that you use for the intro number. It's not the actual Local Law number. The Local Law hasn't been filed yet. We just had the clean copy of the legislation. The clerk would then send that to Albany. We don't have a Local Law number yet, all I have is an intro number."

Mr. Plunkett said, "I'm going to stick with that number is what I am saying. It just struck me that it was not consistent with the other number of Local Laws."

Mr. Robertson said, "They use to have Local Law intro #1 but now they are using the OnBase tracking number for their intro numbers so it follows that."

Mr. Kaplowitz made a motion to sever items #3 (51635) and #4 (51636) and it was seconded by Mr. Plunkett.

Mr. Kaplowitz said, "I will be in support of all these items including number 29 that was added #51699. I spoke in distinction to, voted on the floor against, but as the Chairman of the Board for an item that passed the Board in due fashion would be supportive of this item. My concerns remain however, my obligation in representation as the Chair I believe supersedes at this time on this matter given these facts my personal legislative vote. So I will be in support of #29 along with the rest of the agenda with the exceptions of the two items."

Mr. Plunkett said, "I understand the Board vote passed on the Act 12 – 4 so you are fulfilling the will of the majority of the Board. We understand that."

Mr. Kaplowitz said, "One more thing, not to say that there aren't' extenuating circumstances in the future it's precedential to the extent that there might be facts that perhaps lead differently in the future but at this time it still leads in this direction."

Acquisition & Contract. Minutes of the meeting 3/31/16 and the SEQR Review for agenda items.

L. Mrijaj

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

parties, to which each party will serve as either the only provider, primary provider, or backup provider for one or more information technology professional consultant services, from 4/1/16 – 12/31/17, for a total aggregate amount not to exceed \$7,024,800.

J. McCaffrey

Held Over By Board Of Legislators – 3/31/16

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

2. (51402) **Social Services** - Enter into an agreement with The Mental Health Association of Westchester County, Inc. to operate the Single Homeless Assessment Center at Grasslands to provide comprehensive assessments with an average annual capacity of 3,000 sessions and coordinate plans for treatment, housing and employment for homeless single adults, from 4/1/16 – 3/31/17, in an amount not to exceed \$300,000.

K. McGuire

Held Over By Board Of Legislators – 3/31/16

3. (51635) **County Attorney** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with the law firm of Holwell Shuster & Goldberg, LLP.

R. Meehan

Held Over By Board Of Legislators – 3/31/16

Mr. Plunkett moved the resolution which was approved by Mr. Plunkett and Ms. Bossey. Mr. Kaplowitz voted in the negative.

4. (51636) **County Attorney** - Enter into a consultant agreement with the law firm of Holwell Shuster & Goldberg, LLP, to assist the County in replying to the Monitor's Report regarding Westchester County's compliance with Paragraph 33 (c) of the Stipulation and Order of Settlement and Dismissal in the matter of United States of America, ex rel. Anti-Discrimination Center of Metro New York, Inc. v. Westchester County, New York, and with other related matters as they arise, from 3/31/16 – 3/30/17, for a total amount not to exceed \$100,000.

R. Meehan

Held Over By Board Of Legislators – 3/31/16

Mr. Plunkett moved the resolution which was approved by Mr. Plunkett and Ms. Bossey. Mr. Kaplowitz voted in the negative.

5. (51637) **DPW/Transportation** – Amend Agreement No. 15-954 with Woodard & Curran Engineering PA PC, for engineering services in connection with Kensico Dam Plaza Reflecting Pool Restoration, Valhalla, New York, to provide study services associated with this project, for a fee of \$55,000, increasing the maximum fee to \$468,275. Approval of Biederman Redevelopment Ventures Corp. (Market Analysis Services), NYC, as a sub-consultant.

J. Pisco

Held Over By Board Of Legislators – 3/31/16

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

Society to provide various services relating to the collection and preservation of documentation, artifacts and historic properties significant to the history of the County, and to make such resources available to the public in an amount not to exceed \$154,000, from 1/1/16 – 12/31/16.

K. Plunkett

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

7. (51505) **County Executive** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with DigiTrans Language Solutions LLC, to provide Spanish translation services for the Communications Office of the County Executive's Office, from 3/10/16 – 3/9/17.

K. Plunkett

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

8. (51524) **Planning** - Enter into any and all agreements necessary to purchase a one-bedroom condominium located at 27 Walden Court, Unit #M, Town of Yorktown for an amount not to exceed \$190,000 and \$7,000 for settlement costs from NHLA II fund, and to accept and/or release any and all property rights in connection therewith, to create an affordable home ownership unit that Affirmatively Furthers Fair Housing, under the listed terms and conditions.

E. Buroughs

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

9. (51526) **Planning - 1)** Enter into any and all agreements necessary to purchase and subsequently convey 0.49 acres of real property at 80 Bowman Avenue in the Village of Rye Brook, from Bowridge Realty LLC its successors or assigns or the current owner of record for a total amount not to exceed \$1,840,000, noting that the total purchase price will be funded from Capital Project BPL30 – New Homes Land Acquisition II, with a two year term beginning 4/1/16 – 3/30/18; **2)** Convey the Property to the Developer for One (\$1.00) Dollar in support of the construction of eight (8) one-bedroom and eight (8) two-bedroom ownership units to AFFH and to grant and accept all necessary property rights in connection therewith; and **3)** Enter into an FAH Development Agreement with the Developer to provide FAH grant funding in an amount not to exceed \$1,120,000 to finance a portion of the development costs in support of the Development, for a two (2) year term beginning 4/1/16 – 3/30/18 and will be funded with Capital Project BLP50 – Fair and Affordable Housing, for a total not to exceed amount of \$2,960,000, under the listed terms and conditions.

Burroughs/Rodriguez

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

10. (50910) **Social Services** - Enter into an agreement with AssureCare LLC, to provide Application Software Enhancement Upgrades and Software Maintenance Support for the existing Charles H. Mack Medical/Home Care System, which licensed software was acquired by Licensor, from 1/1/14 – 12/31/16, in an amount not to exceed \$110,923.

McGuire/McCaffrey

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

Disorders Association, Inc., Hudson Valley, Rockland-Westchester Chapter to provide the Project Lifesaver Program under Title III-E of the Older Americans Act, from 1/1/16 – 12/31/16, in an amount not to exceed \$70,000 in Federal funds.

M. Carpenter

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

12. (51521) **Senior Programs** - Amend an agreement with the New York State Office for the Aging for which the County accepted a grant in the sum of \$437,002 to provide funding for various support services to the elderly under Title III-E of the Older American's Act, from 1/1/16 – 12/31/16, by increasing the amount by \$4,179, for a new not to exceed amount of \$441,181.

M. Carpenter

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

13. (51522) **Senior Programs** - Amend an agreement with the New York State Office for the Aging for which the County accepted a grant in the sum of \$1,270,448 to provide funding for various support services to the elderly under Community Services for the Elderly Program, by increasing the amount by \$129,468, for a new not to exceed amount of \$1,399,916.

M. Carpenter

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

14. (51670) **Senior Programs –a)** Amend its agreement with the Food Bank for Westchester for the provision of assistance services to the elderly under the Community Services for the Elderly Act, in order to renew the agreement, from 4/1/16 – 3/31/17, with State funding in an amount not to exceed \$48,000, and **b)** Amend the agreement to incorporate into the second renewal and all option renewals thereafter certain "Standard Assurances" as mandated by the New York State Office for the Aging, including but not limited to certain contract provisions applicable to the Program and to replace the existing list of federal and state statues and policies in the initial Agreement with a revised list in the Second Amendment.

M. Carpenter

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

15. (51514) **Health** - Enter into three (3) Assignment Agreements with Allways East Transportation, Inc. and Allways North Transportation, Inc., for Transportation Services for Children with Special Needs, effective upon execution of the Assignment Agreements by all parties and approval of same by the Office of the Westchester County Attorney.

S. Amler

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

16. (51463) **College** - Enter into Agreement WCC-16-966 with Dennis Noskin Architect, P.C., Tarrytown, for architectural and engineering consulting services associated with the Veterinary Technician Space Requirement Study, Westchester Community College, Valhalla, New York, for a total compensation of \$43,448, from 4/1/16 – 3/31/17.

B. Miles

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

Driving School for the provision of driver education training on a fee for service basis for an additional one year term, from 4/1/16 – 3/31/17, by increasing the amount by \$110,000, for a new total not to exceed amount of \$365,000.

B. Miles

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

18. (51506) **Correction** - Enter into an agreement with New York State Division of Criminal Justice Services to provide a \$15,000 grant for the Department to purchase body armor protective equipment (vests) for use by corrections officers working on County correctional facilities, from 3/1/16 – 12/31/16.

K. Cheverko

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

19. (51512) **Correction** - Enter into an agreement with Riverside Health Care System, Inc. d/b/a St. John's Riverside Hospital to operate a violence prevention program, from 1/1/16 – 12/31/16, for an aggregate amount not to exceed \$475,700. Approval of Victims Assistance Services, Elmsford (Victim impact panel sessions) as a subcontractor.

K. Cheverko

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

20. (51513) **Correction** - Enter into an agreement with Riverside Health Care System, Inc. d/b/a St. John's Riverside Hospital to provide a comprehensive chemical dependence treatment program to male and female chemically dependent inmates while incarcerated at the Westchester County correctional facility for an amount not to exceed \$683,948, from 1/1/16 – 12/31/16.

K. Cheverko

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

21. (51516) **DPW/Transportation** – Contract No. 09-549 with MPCC Corp., for Active Recreation Improvements, Willsons Woods Park, City of Mount Vernon, New York. Completed work and Final Contract Amount of \$408,564.22.

J. Pisco

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

22. (51517) **DPW/Transportation** – Contract No. 09-547 with E.E.Cruz & Company, Inc., for Rehabilitation of the Ashford Avenue Bridge and Ramp, Villages of Ardsley and Dobbs Ferry, New York. Approved Concrete Cutting Company, Inc., Port Chester, and Fred A. Cook, Jr. Inc., Montrose, as subcontractors.

J. Pisco

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

23. (51456) **DEF** - Amend Contract EF-1312, with Crescent Contracting Corp. for Boiler Maintenance and Repairs at four (4) wastewater treatment plants and two (2) pump stations in Westchester County, by extending the contract for an additional two-year period, by mutual consent of the parties, commencing on 4/1/16 – 3/31/18, at a cost not to exceed \$262,440.

T. Lauro

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

24. (51458) **DEF** – Contract EF-1603, for Inspection and Repair of Cranes & Hoists, Various Locations, Westchester County, New York. Advertise for bids.

T. Lauro

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

25. (51459) **DEF** – Contract No. EF-1604, 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.

26. (51634) **Social Services** – Enter into an agreement with the Urban League of Westchester County, Inc. to provide Employment Related Program Services to adult recipients of Temporary Assistance who are exempt from participation in public assistance work activities, from 4/1/16 – 3/31/17, for a total amount not to exceed \$1,375,000.

K. McGuire

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

27. (51681) **Social Services –1)** Enter into an agreement with Westhab, Inc. to provide Job Development Services to adult recipients of Temporary Assistance, including intensive job readiness, work experience, and job replacement/retention services, from 4/1/16 – 3/31/17, for a total amount not to exceed \$1,097,200 and **2)** Renew the agreement for up to three (3) additional one (1) year terms, on the same terms and conditions.

K. McGuire

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

28. (51698) **County Attorney** – Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with National Arbitration and Mediation for the provision of professional mediation services in connection with the civil matter Miguel Lopez v. County of Westchester, Salvatore Ficarotta.

R. Meehan

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

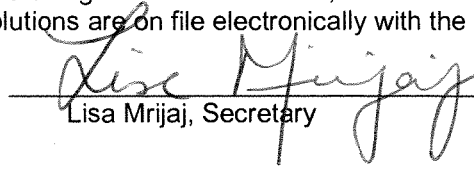
29. (51699) **County Executive** – Enter into a payment in lieu of taxes agreement with Entergy Nuclear Indian Point 2, LLC and Entergy Nuclear Indian Point 3, LLC, for certain real property and improvements, from 1/1/15 – 12/31/24, under the listed terms and conditions.

R. Astorino

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

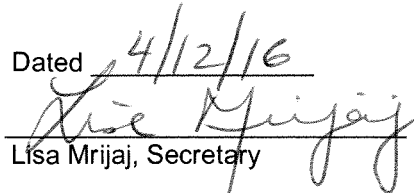
This meeting was recorded and an electronic copy of the minutes is on file with the Board of Acquisition and Contract.

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.



Lisa Mrijaj, Secretary

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

Dated 4/12/16


Lisa Mrijaj, Secretary