

**MINUTES OF THE MEETING OF THE
COUNTY OF WESTCHESTER
BOARD OF ACQUISITION AND CONTRACT
HELD ON THURSDAY, AUGUST 4, 2016 AT 11:00 A.M.**

County Executive	Robert P. Astorino
Chairman, Board of Legislators	Michael Kaplowitz
Budget Director	Lawrence Soule
Deputy County Executive	Kevin Plunkett
Deputy County Attorney	Jim Robertson
Commissioner of Finance	AnnMarie Berg
County Executive's Office	Katy Delgado
Budget	Pat Haggerty
Board of Legislators	Gary Friedman
Board of Legislators	Allie Restiano
Board of Legislators	Greg Casciato
Secretary BAC	Lisa Mrijaj
Assistant Secretary	Joan Cocciardi
Acquisition and Contract Intern	Ryan Haslauer

Mr. Astorino presided.

Mr. Astorino 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. Astorino said, "I understand that the Budget Director wishes to make two motions."

Mr. Soule said, "I move to add item 18 (OnBase ID #52514) to the agenda. The resolution would authorize the County to enter into an agreement with The Weitzman Group, Inc. to provide real estate advisory services in connection with the proposed ground lease for the "North 60" property between the County and Fareri Associates, LP."

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

Mr. Soule continued, "I move to add item 19 (OnBase ID #52517) to the agenda. The resolution would authorize the County to amend a "short form" agreement with Fareri Associates, LP pursuant to which Fareri agreed to reimburse the County of Westchester an amount not-to-exceed \$20,000 to hire a consultant to conduct a due diligence review of a proposed lease between the County and Fareri, by increasing the not-to-exceed amount payable by Fareri to the County by an additional \$55,000 in order to reimburse the County for the fees of two additional consultants."

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

Mr. Kaplowitz said, "We have an IMA so put the standard IMA language."

Mr. Astorino said, "The next meeting we are skipping because of the dog days of summer, so the next meeting will be on August 25, 2016 at 11:00 a.m."

Acquisition & Contract. Minutes of the meeting 7/28/16 and the SEQR Review for agenda items.

L. Mrijaj

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

1. (52464) **DPW/Transportation** – Enter into Agreement #16-918 with LiRo Engineers, Inc. Syosset, NY, for engineering services in connection with Playland Rehabilitation and Upgrades, Rye, New York, to provide design, construction administration, and program management services associated with this project, for a total compensation of \$4,949,131. Approval of the five (5) listed subconsultants.

T. Lauro

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

2. (52363) **Board of Legislators** - Execute a hold harmless agreement with Byram Hills School District in connection with a permit to hold a public hearing on the County budget at the H.C Crittenden school on November 30, 2016, under the listed terms and conditions.

M. Kaplowitz

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

3. (52383) **County Executive** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, exempt from procurement an agreement with United Way of Westchester and Putnam.

K. Plunkett

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

4. (52384) **County Executive** - Enter into an agreement with the United Way of Westchester and Putnam to operate the Hudson Valley Region 211 Call Center for the provision of free information and referral services to County residents for a fee not to exceed \$66,666, from 5/1/16 – 12/31/16.

K. Plunkett

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

5. (52358) **County Attorney** - Settle the lawsuit of Lascelles Smith v. Liberty Lines Inc. et. al., by payment from the County of Westchester to Lascelles Smith in an amount not to exceed \$29,000.

R. Meehan

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

6. (52359) **County Attorney** - Settle the lawsuit of Kathleen Keveney v. Liberty Lines Transit, Inc., et.al., by payment from the County of Westchester to Kathleen Keveney in an amount not to exceed \$17,500.

R. Meehan

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

7. (52360) **County Attorney - Settle the lawsuit of Benjamin Akoto v. County of Westchester, Bee-Line Bus Systems of Westchester County, Liberty Lines Transit, Inc. and "John Doe" intended to be the Operator of Bus**, by payment from the County of Westchester to Benjamin Akoto in an amount not to exceed \$29,000.

R. Meehan

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

8. (52470) **Planning – Amend the agreement with Housing Action Inc., its designee or assigns, to provide funds for the Developer to purchase +/-0.53 acre of real property developed with a three-bedroom single-family home located at 3318 Old Yorktown Road, Town of Yorktown, in order to increase the amount by \$7,500 a grant from the Community Development Block Grant Program funds, from an amount of \$349,000 to \$365,500.**

E. Buroughs

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

9. (52505) **CE/Emergency Services – Enter into an agreement with Contingency Management Consulting Group, LLC, to develop and execute All-Hazards exercises for the County that complies with the Federal Emergency Management Agency's Homeland Security Exercise and Evaluation Program and National Incident Management System, for an amount not to exceed \$441,762, as set forth in Schedule "B, from 8/1/16 – 7/31/19, with the County reserving an option to extend the term of the Agreement for one (1) additional two-year period.**

J. Cullen

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

10. (52510) **Social Services – Enter into an agreement with Yonkers Chamber of Commerce, Inc. for a demonstration project that assists in enrolling individuals who are not recipients of public assistance but may otherwise be eligible and are yet unenrolled in the Medicaid program with the goal of capturing additional FMAP revenues in an amount not to exceed \$975,000, from 8/15/16 – 12/31/17.**

K. McGuire

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

11. (52371) **Social Services - Enter into an agreement with the Children's Village, Inc. to provide transitional living services for homeless and youth aging out of foster care aged 16-21 to assist them in achieving self-sufficiency and thereby, avoid long term dependency on supportive services from the County of Westchester from 7/1/16 – 6/30/17 in an amount not to exceed \$125,860.**

K. McGuire

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

12. (52372) **Probation - Enter into an agreement with the New York State Division of Criminal Justice Services, in an amount not to exceed \$605,438 and subcontract, where appropriate, with the listed agencies, to implement the Westchester County Alternatives To Incarceration Service Plan from 7/1/16 – 6/30/17.**

R. Pozzi

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

13. (52207) **Parks** – Enter into a license agreement with Westchester Concessions, Inc., Harrison, for the operation of the golf driving range at Dunwoodie Golf Course, Yonkers, from 1/1/17 – 12/31/21 for a total license fee of \$494,384, under the listed terms and conditions.

K. O'Connor

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

14. (52208) **Parks** - Enter into a license agreement with Westchester Concessions, Inc., Harrison, for the operation of the golf driving range at Mohansic Golf Course, Yorktown Heights, from 1/1/17 – 12/31/21 for a total license fee of \$338,263, under the listed terms and conditions.

K. O'Connor

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

15. (52386) **Parks** - Enter into an IMA with the Town of Eastchester to operate and maintain Scout Field on behalf of the County and whereby both the Town and County shall each perform specific improvements, commencing upon full execution and approval of the same by the Office of the County Attorney and continue for a term of five (5) years, under the listed terms and conditions.

K. O'Connor

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

16. (52475) **DPW/Transportation** – Contract No. 15-548 for Roadway Resurfacing and Related Improvements, Halstead Avenue (C.R. #80A), From the Mamaroneck Village/Harrison Line to Haviland Street A Distance of 0.93 Miles, Town of Harrison, New York. Awarded to Low Bidder, ELQ Industries, Inc., New Rochelle, in the amount of \$1,485,888. (5 bids)

T. Lauro

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

17. (52352) **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. Awarded to Low Bidder, Joe Lombardo Plumbing & Heating of Rockland, Inc., Suffern, NY, in the amount of \$151,875. (4 bids)

T. Lauro

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

18. (52514) **Board of Legislators** – Enter into an agreement with The Weitzman Group, Inc. to provide real estate advisory services in connection with the proposed ground lease between the County and Fareri Associates, LP for approximately sixty (60) acres of County-owned property located at the north portion of the Grasslands Reservation (also known as the Valhalla Campus at Grasslands) in the Valhalla section of the Town of Mt. Pleasant, New York, and commonly referred to as the "North 60", for the creation of a research and development complex in support of the County's growing medical bio-tech industry which shall be based on hourly rates ranging from \$125 to \$375 for a total contract amount not to exceed \$45,000.

M. Kaplowitz

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

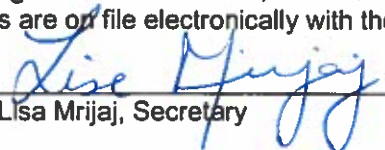
19. (52517) **Board of Legislators** – Enter into an agreement with Fareri Associates, LP, to reimburse the County an amount not to exceed \$20,000 to retain an outside consultant to conduct a due diligence review of a proposed lease between the County and Fareri for the property known as the “North 60” by increasing the amount an additional \$55,000, in order to reimburse the County for the fees of two additional consultants, for a new total contract amount not to exceed \$75,000.

M. Kaplowitz

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

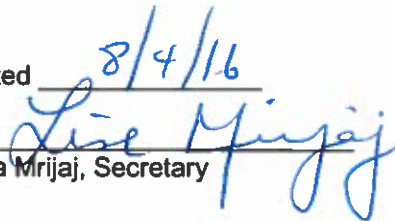
This meeting was recorded and an electronic copy of the minutes is on file with the Board of Acquisition and Contract.

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.



Lisa Mrijaj, Secretary

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

Dated 8/4/16


Lisa Mrijaj, Secretary

**Statement of Michael B. Kaplowitz,
Chairman of the Westchester County Board of Legislators**

In 2011 the Westchester County Board of Legislators passed a local law that, among other things, made Board of Legislators' action sufficient to authorize the County Executive to implement Inter-Municipal Agreements – without approval of the Board of Acquisition and Contracts. The local law has subsequently been judicially sustained.

There is today a resolution before the Board of Acquisition and Contracts authorizing the County Executive to enter into Inter-Municipal Agreements.

I will vote for the resolution because I am in favor of the underlying matter. I recognize that the resolution is on the agenda pro forma.