

**MINUTES OF THE MEETING OF THE
COUNTY OF WESTCHESTER
BOARD OF ACQUISITION AND CONTRACT
HELD ON THURSDAY, AUGUST 5, 2010 AT 11:00 A.M.**

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

Rob Astorino
Ken Jenkins
John Hsu
Kevin Plunkett
Rick Cashman
Christine Sculti
Bill Mooney
John Delaney
Dennis Kelly
Anne Reasoner
Larry Goldstein
Marguerite Beirne
JoMary Vieira
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.

Acquisition & Contract. (1) Minutes of the meeting of 7/29/10 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 began by referencing Item #1, a resolution from DSS that was laid over last week. Mr. Jenkins said, "We do not have a problem with the contract. Certainly between DSS and the WCHCC, this is a service that has been provided in the past. We were just concerned, and wanted to make sure it was noted, that there were outstanding invoices from the County to WCHCC and those are in excess at this point and time, somewhere between \$15 - \$20 million altogether. We are trying to work through \$5.6 - \$5.8 million and I know that we are working together with various staff trying to get this done and that was the reason for us laying this over Mr. Chairman. We wanted to make sure that you understood that. Also, on Item #3, the concern we have is the bidding process and I know we have spoken about this before and are trying to ensure that we have an MWBE process in place and I want it noted for the record, that we now have state legislation in place that has been passed with several initiatives on MWBE participation as far as government contracts. We just wanted to make sure that this is all on the record.

1. (12881) **Social Services** - Enter into an agreement with the Westchester County Health Care Corporation ("WCHCC") to station Department of Social Services employees at WCHCC on a full-time basis in order for DSS to determine the eligibility of persons to receive Medicaid and so that WCHCC may continue to effectively and efficiently provide medical assistance to needy persons, from 1/1/10 – 12/31/13, for an amount of \$1,336,985, under the listed terms and conditions.

K. Mahon

Laid over by the Board of Legislators – 7/29/10

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

2. (12885) **Social Services** - Enter into an agreement with the Westchester Community Opportunity Program, Inc., to operate an employment project to place, monitor and track TANF customers on worksites, provide job skills training and place these customers into unsubsidized jobs, from 7/1/10 – 6/30/11, for a total amount not to exceed \$135,000.

K. Mahon

Laid over by the Board of Legislators – 7/29/10

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

3. (12890) **DPW** – Contract No. 10-524, for Building and System Improvements, Richard J. Daronco Courthouse Annex, White Plains, New York. Advertise for bids.

J. Hsu

Laid over by the Board of Legislators – 7/29/10

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

4. (12891) **DPW** – Contract No. 10-541, for Installation of Masonry, Windows and Doors, 450 Saw Mill River Road, Ardsley, New York. Advertise for bids.

J. Hsu

Laid over by the Board of Legislators – 7/29/10

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

5. (12892) **DPW** – Contract No. 10-542, for Installation of Mechanical Systems, 450 Saw Mill River Road, Ardsley, New York. Advertise for bids.

J. Hsu

Laid over by the Board of Legislators – 7/29/10

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

6. (13159) **Board of Legislators** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with the Volunteer Service Bureau of Westchester, Inc., d/b/a The Volunteer Center of United Way.

K. Jenkins

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

7. (11509) **Board of Legislators** - Enter into an agreement with Volunteer Service Bureau of Westchester, Inc. d/b/a The Volunteer Center of United Way, to conduct both a program to encourage volunteerism, known as "Mobilizing More Volunteers," and a program to assist local not-for-profits in handling additional volunteers, known as "Building the Capacity of Local Nonprofits", from 4/1/10 – 3/31/11, for a sum not to exceed \$54,762.

K. Jenkins

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

8. (12972) **Board of Legislators** – Enter into an agreement with the Westchester Arts Council, Inc., to develop marketing campaigns and other advertising and publicity to increase access to, and participation in the arts, by families and individuals, especially those with low to moderate incomes, from 4/1/10 – 12/31/10, for an amount not to exceed \$50,000.

K. Jenkins

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

9. (12530) **Information Technology – OVER BY BOARD OF LEGISLATORS.** Request authority, pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement, for additional professional consulting and assistance services, for SCADA software and Intranet-based system upgrades from Malcolm Pirnie, Inc.

Beirne/Lauro/Hsu

10. (12531) **Information Technology – OVER BY BOARD OF LEGISLATORS.** Request authority to amend Contract IT-888 with Malcolm Pirnie, Inc., White Plains, for consulting and assistance services for SCADA software and Intranet-based systems improvements utilized by the Department of Environmental Facilities and the Westchester County Airport, by increasing the amount by \$256,000, for a new total not to exceed amount of \$745,700, and extending the term eighteen months to a new termination date of 6/30/12.

Beirne/Lauro/Hsu

11. (13092) **Social Services** - Amend a grant agreement with the New York State Office of Temporary and Disability Assistance to accept funding in the amount of \$148,722, and the separate agreements entered into with employers listed on the attached Schedule "A-1" and made a part hereof, to provide subsidized job placements and training for TANF-eligible individuals using the funds received through the grants, from 8/15/09 - 9/30/10, by extending the end date to 12/31/10, at no additional cost to the County.

K. Mahon

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

12. (13109) **Social Services** - Amend a 4/1/10 Resolution to enter into agreement with the New York State Office of Temporary and Disability Assistance to accept funding for an amount not to exceed \$148,722 and enter into agreements with the various employers to provide subsidized job placements and training for TANF-eligible individuals using the aforesaid funding, from 8/15/09 – 9/30/10, to include the hiring of a training provider, Point & Click Learning, Inc., for training and certification on Microsoft Office Applications, with no additional cost to County, commencing upon execution and extending the termination date to 12/30/10.

K. Mahon

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

13. (12994) **Mental Health** – Amend a 4/8/10 Resolution to amend two agreements with Helping Out People Everywhere, Inc. and enter into new agreements with four agencies, all for the provision of Shelter + Care services for homeless and disabled persons, in order to change **1)** the various authorized amounts not to exceed in accordance with Schedules B-1 and C-1, **2)** the list of the four agencies, and **3)** the quantity of services to be provided by several of the four agencies, under the listed terms and agreements.

G. Mitchell

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

14. (13003) **Mental Health** - Amend an agreement with Program Design and Development, LLC, to assist in the managing of Housing and Urban Development Contracts and the requirements and procedures of HUD as it relates to the Continuum of Care Program, from 11/1/09 – 12/31/10, for an amount not to exceed \$70,000, by **1)** adding additional related work to the scope of services, and **2)** increasing the total not to exceed amount by an additional \$16,000, for a new amount not to exceed \$86,000.

G. Mitchell

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

15. (12989) **Health** - Enter into a contract to accept continued funding from the New York State Department of Health, for the Bathing Beach Water Quality Monitoring and Notification Program grant, from 10/1/10 – 9/30/11, in the not to exceed amount of \$28,202.

C. Archbald

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

16. (12995) **Health** - Enter into contract to accept continued funding from the New York State Department of Health for the HIV Surveillance & Partner Services Grant, from 10/1/10 – 9/30/11, in the not to exceed amount of \$370,900.

C. Archbald

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

17. (12998) **Health** - Enter into contract with the New York State Department of Health to accept continued funding for the Tobacco Enforcement Program grant, from 10/1/10 – 9/30/11, in the not to exceed amount of \$295,370.

C. Archbald

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

18. (13024) **Health** - Enter into contract with the New York State Department of Health to accept continued funding for the Preventive Dental Services Program grant, from 7/1/06 – 6/30/11, for the fifth budget period, 7/1/10 – 6/30/11, for a not to exceed amount of \$54,500.
- C. Archbald
- Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
19. (13048) **Health** - Enter into contract with the New York State Department of Health to accept continued funding for the Primary Prevention of Childhood Lead Poisoning Program grant, from 10/1/10 – 9/30/15, for the fifth budget period, 10/1/10 – 9/30/11, for a not to exceed amount of \$653,656.
- C. Archbald
- Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
20. (13005) **District Attorney** - Enter into an MOU with the New York State Division of Criminal Justice Services, to participate in the New York State Data Exchange to share criminal justice information with various federal, state, regional, local, and tribal law enforcement agencies, which will provide a new investigative tool to enhance the ability of the County to fight crime, commencing upon execution and continuing until terminated, under the listed terms and conditions.
- J. DiFiore
- Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
21. (12859) **Parks** – Enter into a license agreement with 181 New England Seafood Corporation, Rye, for the operation of a daily boat parking service utilizing the service dock, ramp and moorings located off the Playland Pier including the operation of a boat shuttle to and from the moorings to a floating dock, from 9/1/10 – 12/31/14.
- J. Stout
- Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
22. (13101) **Parks** - Enter into a license agreement with Ticketmaster L.L.C., NYC, for the provision of box office service at the Westchester County Center, from 8/1/10 – 7/31/15, under the listed terms and conditions.
- J. Stout
- Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
23. (13103) **Parks** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with Rose Malara, Hopewell Junction, for the provision of consulting services relating to the direction of the Skating School at the Playland Ice Casino.
- J. Stout
- Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
24. (13102) **Parks** - Enter into an agreement with Rose Malara, Hopewell Junction, for consulting services relating to the direction of the Skating School at the Playland Ice Casino, from 8/1/10 – 7/31/11, for an amount not to exceed \$35,000.
- J. Stout
- Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**

25. (13096) **Transportation – OVER BY BOARD OF LEGISLATORS.** Request authority to enter into a grant agreement with the New York State Department of Transportation for the receipt of \$1,420,000 in Mass Transportation Capital Projects funds, under the listed terms and conditions.

J. Hsu

26. (12827) **DPW –** Enter Agreement No. 10-930 with the State of New York for u the engineering, construction and construction inspection phases for the Rehabilitation of the Ashford Avenue Bridge over Saw Mill River, Saw Mill River Parkway, - I-87 and the South County Trailway, Villages of Ardsley and Dobbs Ferry, Westchester County, with the County providing 100% of the engineering funds and the State provide Federal funds in a sum not to exceed \$4,080,000, for a total amount of \$4,740,000, for a portion of the construction phase, from 10/1/10 – 9/30/20.

J. Hsu

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

27. (13093) **DPW –** Contract No. 10-525, for Electrical and Elevator Renovations, Norwood E. Jackson Correctional Center, Valhalla Campus, Valhalla, New York. Awarded to Low Bidder, ADCO Electrical Corp., (WBE), Staten Island, in the amount of \$3,263,000. (3 bids received)

J. Hsu

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

28. (13094) **DPW –** Contract No. 96-203-GC, with Labbe Demar, Inc./Ullico Casualty Company, for General Construction Work, Additions and Alterations, Huston-Cortez Facility, Valhalla Campus, Valhalla, New York. Completed work and Final Contract Amount \$347,933.22.

J. Hsu

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

29. (13095) **DPW –** Obtain a proposal and negotiate a fee with Malcolm Pirnie, Inc., for Engineering Services for Westchester County Water District No. 1, Ultraviolet Treated Water Supply Alternatives Evaluation, Towns of Mount Pleasant and Greenburgh, New York. (#10-931)

J. Hsu

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

30. (13108) **DPW –** Enter into Agreement #10-932 (a Multi-Phased Agreement), with Malcolm Pirnie, Inc., White Plains, in the matter of engineering services in connection with the Construction and Demolition Debris Recycling Facility Feasibility Study, Yonkers, New York, for an amount of \$94,130.23, from 8/30/10 – 12/31/12; and approval of Cornerstone Environmental Group, LLC, Middletown, (Technology Evaluation, Equipment Recommendations, Site Layout and Cost Estimating), as a subconsultant.

J. Hsu

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

31. (12328) **DPW** – Enter into a Customer Installation Commitment Agreement with the New York Power Authority, for the Westchester County Center Lighting Upgrades project, from 7/1/08 – 12/31/21, for a total not to exceed amount of \$629,950.
(Agreement No. 10-925)

J. Hsu

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

Mr. Astorino asked if there were any other matters to be brought to the attention of this Board.

Mr. Jenkins said, "We know that we go through a process with these resolutions and some of the questions we have are answered at the Preboard process on Friday's. We have seen some instances where the questions we have asked directly to the Budget Dept. have not been answered as expeditiously as we have needed and we are not quite sure about the reasons. We know that we have asked the questions directly to Budget for specific departments as we should, but we want to make sure that there is no delay in getting some of those answers back. Those answers should be coming directly back from budget, as appropriate, as Charter would require. Certainly since the Budget Director is appointed by you Mr. Chairman, we want to make sure that the questions get answered directly and quickly."

Mr. Astorino responded questions are answered expeditiously.

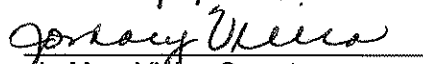
This meeting was recorded and an electronic copy of the minutes is on file with the Board of Acquisition and Contract.

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 8/9/10


Jo Mary Vieira, Secretary
Board of Acquisition & Contract