

**MINUTES OF THE MEETING OF THE  
COUNTY OF WESTCHESTER  
BOARD OF ACQUISITION AND CONTRACT  
HELD ON THURSDAY, SEPTEMBER 2, 2010 AT 11:00 A.M.**

Acting County Executive  
Chair, Board of Legislators  
Commissioner of Public Works  
Acting Deputy County Attorney  
County Executive's Office  
Office of Budget  
Deputy Commissioner, Dept. of Finance  
Board of Legislators  
Board of Legislators  
League of Women Voters of Westchester  
Secretary BAC  
Assistant Secretary BAC

Kevin Plunkett  
Ken Jenkins  
John Hsu  
Rick Cashman  
Christine Sculti  
Patricia Haggerty  
Dennis Kelly  
Olivia Rhodes  
Anne Reasoner  
Barbara Strauss  
JoMary Vieira  
Debby Linhardt

Mr. Plunkett presided.

Mr. Plunkett 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. Plunkett announced that he was chairing this meeting of the Board of Acquisition & Contract because County Executive Astorino was out of State.

**Acquisition & Contract.** (1) Minutes of the meeting of 8/26/10 and the SEQR Review for agenda items.

J. Vieira

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

1. (13208) **County Attorney** - Agreements with the thirteen (13) additional listed law firms to provide "Of Counsel" legal services to the County Attorney pursuant to the County's Self-Insurance Program, from 7/1/10 – 12/31/10, under the listed terms and conditions.

R. Meehan

**Laid over by the Board of Legislators – 8/26/10**

Mr. Jenkins said, "On Item #1, the concern that the Board has is that there are currently twenty-one attorneys that have already been approved that could be utilized by the County for the various activities. In reviewing the current year's activity for those groups, it appears that less than ten, possibly seven, are being utilized at this point in time. So it does not seem to make sense to add an additional thirteen attorneys for the remainder of the year. Certainly, in the beginning of 2011, since these sets of contracts would expire at the end of 2010, there is a sense that we probably would need to whittle down that list, based on the amount of activity this year, and those thirteen individuals could be added or substituted in whatever ways that the Administration wanted. But adding an additional thirteen now would bring us to a total of thirty-four attorneys, and we've used only a total of seven through the year. We just thought that number was a concern."

Mr. Plunkett said, "Maybe the County Attorney is anticipating that there will be more litigation?"

Mr. Jenkins replied, "Well, Mr. Chairman, we are three-quarters of the way through the year and this is a slow year from a litigation viewpoint. We asked for similar tracking information from prior years' litigation and this year is slow comparatively speaking, which is a good thing."

Mr. Plunkett said, "I would have said, a year ago, it wasn't as good, when I was in the private practice. Now, I understand it's a good thing for the County."

Mr. Jenkins said, "That was the reason that we actually laid it over, to get the additional information, and the Board will be voting No on this particular item."

Mr. Plunkett asked if Mr. Jenkins wanted to sever the resolution. Mr. Jenkins replied that he did. Mr. Plunkett moved to sever Item #1 and Mr. Jenkins seconded the motion.

Mr. Plunkett moved the resolution. Mr. Plunkett and Mr. Hsu voted Yes. Mr. Jenkins voted No.

2. (13250) **Planning – OVER BY THE BOARD OF LEGISLATORS.** Request authority to enter into an agreement with North East Westchester Special Recreation, Inc., through the Community Development Block Grant Program, for the purchase of a 13 passenger wheelchair accessible bus, in the amount of \$56,978.50, from 8/23/10 – 2/15/11.

E. Buroughs

3. (13454) **Planning - OVER BY THE BOARD OF LEGISLATORS.** Request authority to amend an agreement with the Village of Dobbs Ferry, for a Sidewalk Improvement Project at the intersection of Livingston Avenue and Broadway, by changing the expiration date from 5/30/10 to 5/30/12.

E. Buroughs

4. (13455) **Planning - Agreement with the Village of Ossining, through the Community Development Block Grant Program, for a Sparta Park Playground Improvement Project, in the amount of \$30,000, from 9/6/10 – 9/5/11.**

E. Buroughs

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

5. (13456) **Planning - Agreement with the Village of Rye Brook, through the Community Development Block Grant Program, for facility improvements at the AJP Community Center, in the amount of \$98,350, from 9/6/10 – 12/31/11.**

E. Buroughs

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

6. (13457) **Planning - Agreement with the Village of Pleasantville, through the Community Development Block Grant Program, for a Parkway Terrace and Manville Road Sidewalk Installation Project, in the amount of \$100,000, from 9/6/10 – 12/31/11.**

E. Buroughs

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

7. (13458) **Planning - OVER BY THE BOARD OF LEGISLATORS.** Request authority to amend an agreement with the Town of Cortlandt to receive matching funds as a contribution towards the purchase of the development rights over Hemlock Hill Farm, located in the towns of Cortlandt and Yorktown, and to execute and maintain an agricultural conservation easement over the farm in accordance with the New York State Department of Agriculture and Markets, by changing the expiration date to 7/31/11.

E. Buroughs

8. (13459) **Planning - OVER BY THE BOARD OF LEGISLATORS.** Request authority to amend an agreement with the Town of Yorktown to receive matching funds towards the purchase of the development rights over Hemlock Hill Farm, located in the towns of Cortlandt and Yorktown, and to execute and maintain an agricultural conservation easement over the farm in accordance with the New York State Department of Agriculture and Markets, by changing the expiration date to 7/31/11.

E. Buroughs

9. (13528) **Planning** - License agreement with The Dominican Sisters of Hope, to access the real property in the Village of Ossining designated for the RiverWalk Trailway on real property owned by the Dominican Sisters of Hope, in order for the County to perform further activities relating to the survey and design of the RiverWalk Trailway on the property, from 10/1/10 – 9/30/11, at no cost to the County.

E. Buroughs

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

10. (13529) **Planning** - License agreement with the Village of Ossining to access the real property owned by the Village of Ossining designated for the RiverWalk Trailway on the Crawbuckie Preserve, in order for the County to perform further activities relating to the survey and design of the RiverWalk Trailway on the Village's property, from 10/1/10 – 9/30/11, at no cost to the County.

E. Buroughs

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

11. (13472) **Social Services - OVER BY THE 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 with the Westchester Coalition for the Hungry and Homeless, Inc., for the provision of homelessness prevention, eviction intervention assistance and other related mediation services between tenants and landlords at the White Plains and Peekskill District Offices of the Department of Social Services.

G. Mitchell

12. (13474) **Social Services - OVER BY THE BOARD OF LEGISLATORS.** Request authority to enter into an agreement with the Westchester Coalition for the Hungry and Homeless, Inc., for the provision of homelessness prevention, eviction intervention assistance and other related mediation services between tenants and landlords at the White Plains and Peekskill District Offices of the Department of Social Services, from 7/1/10 – 6/30/11, for an amount not to exceed \$120,000.

G. Mitchell

13. (13547) **Social Services** - Amend an agreement with Hospitality Resource Group, Inc., to administer customized programs to individuals lacking English language proficiency skills

to increase their English language proficiency and improve their vocational skills under the Hudson Valley Limited English Proficiency Partnership, for an amount not to exceed \$76,979.60, from 12/1/09 – 3/31/10, by: **1)** extending the end date of the agreement from 3/31/10 to 9/30/10, and **2)** increasing the amount of the HRG Contract an additional \$28,044, for a new total not to exceed amount of \$105,023,60 to cover the cost associated with three additional classes.

G. Mitchell

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

14. (13548) **Social Services** - Amend an agreement with Richard L. Aronson, Inc., d/b/a A&A Staffing Health Care Services (DSS 732-10) for the provision of nursing assessments for the home care needs of the elderly and disabled Medicaid recipients and the pediatric clients in the Care at Home Program, from 9/1/10 – 8/31/11, by increasing the total not to exceed amount by \$40,000, to a new total not to exceed amount of \$60,000.

G. Mitchell

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

15. (13549) **Social Services - OVER BY THE BOARD OF LEGISLATORS.** Request authority to amend a grant agreement with the New York State Office of Temporary and Disability Assistance to accept funding in the amount of \$273,361, by extending the end date from 9/30/10 to 12/31/10; and amend an agreement with Westhab, Inc, to provide outreach, assessment, job readiness training and placement services under the Health Care Jobs Program, by extending the end date of the agreement from 9/30/10 to 12/31/10.

G. Mitchell

16. (13563) **Social Services - OVER BY THE BOARD OF LEGISLATORS.** Request authority to amend a 12/30/09 Resolution (amended on 4/1/10 & 8/5/10) 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 to enter into agreements with various employers to provide subsidized job placements and training for TANF-eligible individuals using the aforesaid funding, from 8/15/09 – 12/31/10, in order to add the following employers: Greyston Bakery, Inc., Greyston Foundation, Inc., and Richmond Community Services, Inc., commencing upon execution and ending on 12/31/10, at no additional cost to the County.

G. Mitchell

17. (13558) **Health** - Enter into two (2) agreements with the New York State Department of Health to accept continued funding for: **1)** Early Intervention/Child Find grant program in the amount not to exceed \$633,616; and **2)** Children with Special Health Care Needs grant program in the amount not to exceed \$72,809, from 10/1/10 – 9/30/11, in the total aggregate amount not to exceed \$706,425.

C. Archbald

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

18. (13527) **Labs and Research - OVER BY THE BOARD OF LEGISLATORS.** Request authority to enter into agreement with the State of New York, acting by and through the New York State Division of Criminal Justice Services, to accept a grant in the amount of \$54,594 for the Department to participate in the Aid to Crime Labs-Toxicology Program, from 7/1/10 – 6/30/11.

K. Ashar

19. (13521) **College** - Agreement with the New York State Industries for the Disabled for janitorial services at the College, in an annual amount not to exceed \$1,323,040.43, for a total amount not to exceed \$6,615,202.15 (including \$65,000 in miscellaneous additional work), payable pursuant to an approved budget and subject to annual adjustments based upon the increase in the Consumer Price Index; and approval of AHRC New York City, as a subcontractor.

J. Hankin

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

20. (13413) **District Attorney – WITHDRAWN BY THE DEPARTMENT.** Request authority to retroactively amend an agreement with the Mental Health Association of Westchester County Inc., to provide various emergency services for offenders transitioning back into the community, from 7/1/09 – 6/30/10, in an amount not to exceed \$19,900, by increasing the amount an additional \$4,466, for a new total not to exceed amount of \$24,366.

DiFiore/Mitchell

21. (13383) **Public Safety** – Renew an agreement with Security Systems of Connecticut, Inc., d/b/a Security Solutions Company, to provide security guard services at various facilities, from 10/1/10 – 9/30/11, for an amount not to exceed \$554,161.92, increasing the total contract not to exceed amount to \$2,284,920.48.

G. Longworth

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

22. (13500) **Transportation** – License Agreement with Larz Enterprises, Inc., Yonkers, for the operation of a pre-packaged food and drink concession at the County-owned Bus Terminal located at 85 North Lexington Avenue, White Plains, from 12/1/10 – 11/30/13, with the County receiving a total fee of \$16,920.

J. Hsu

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

23. (13497) **DPW** – Contract No. 09-532, for South County Trailway, Phase VI Pathway Improvements, Redmond Park to Tuckahoe Road, City of Yonkers, New York. Awarded to Low Bidder, Avanti Building Construction Corp., Mt. Vernon, in the amount of \$1,392,703.50. (14 bids received)

J. Hsu

**Mr. Hsu, Mr. Jenkins, Ms. Reasoner and Mr. Cashman made some comments.**

**Please refer to tape.**

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

24. (13498) **DPW** – Contract No. 09-555, with Bilotta Construction Corp., to Rehabilitate Taxiway “L” from Taxiway “H”, (approximately 2,941 L.F. x 50 L.F.), to the South End of Runway 16/34 – Phase I – Construction, Westchester County Airport, Towns of Harrison and North Castle, and Village of Rye Brook, New York. Approved the four (4) listed subcontractors.

J. Hsu

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

25. (13555) **DPW** – Contract No. 10-216, for Boiler Maintenance Service, Courthouse Heating Plant, White Plains, New York. Awarded to Low Bidder, Unity Mechanical Corporation, Wappingers Falls, in the amount of \$384,000. (1 bid received)

J. Hsu

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

26. (13556) **DPW** – Contract No. 10-215, for Replacement of Security Culvert, Westchester County Airport, Towns of Harrison and North Castle and Village of Rye Brook, New York. Awarded to Low Bidder, R. Pugni & Sons, Inc., Katonah, in the amount of \$98,230. (13 bids received)

J. Hsu

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

27. (13557) **DPW** – Contract No. 10-209, with NUA Construction Corp., (WBE), for Emergency Roofing Repairs, Ice Casino, Playland Park, Rye, New York. Accepted completed work and approved Final Contract Amount of \$141,000.

J. Hsu

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

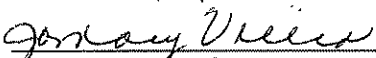
This meeting was recorded and an electronic copy of the minutes is on file with the Board of Acquisition and Contract.

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.

  
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(Jo Mary Vieira – Secretary)

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

Dated 9/7/10

  
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Jo Mary Vieira, Secretary  
Board of Acquisition & Contract