

**MINUTES OF THE MEETING OF THE
COUNTY OF WESTCHESTER
BOARD OF ACQUISITION AND CONTRACT
HELD ON WEDNESDAY, DECEMBER 22, 2010 AT 3:30 P.M.**

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

Rob Astorino
Kevin Plunkett
Ken Jenkins
John Hsu
Jim Robertson
Christine Sculti
Patricia Haggerty
Dennis Kelly
Anne Reasoner
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. Minutes of the meeting of 12/16/10 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, "We are probably going to sever Item #2 because we are probably not going to vote the same way on it. Just for the written record, Mr. Chairman, on that particular item, as you are aware the concern that we have is that we have different views on Section 8 housing, specifically given the HUD information of yesterday. But, more importantly, the reason we asked to have it held over, to postpone it until next week, was that we looked at our documentation. In 1976, resolution #50, from the Committee on Budget and Appropriations, authorized the County to submit their Urban Grant application, which included the authorization for the Housing Choice Voucher Program, commonly known as Section 8. The Consolidated Plan for 2009-2013 includes a reference that the Westchester County Planning Department is the local program administrator for New York Housing & Community Renewal, to administer the Housing Choice Voucher program of approximately 4200 vouchers. The concern that we have at this point in time, is that we probably need to modify our Consolidated Plan or we will be, potentially, in the same violation that got us into the housing stipulation order, where we have certified that we are administering this particular program and we will not be, according to the process as you set forth. For that reason the Board asks to postpone this particular item until time certain. But, in any event, the Board will not be supporting this item, as again, we have significant concerns because this is a consolidated plan for the federal government."

Mr. Astorino said, " Just to clarify one thing. The report from HUD yesterday was not

about the Section 8 administration. It was about the analysis of impediments. I just wanted to make sure that was clarified.”

Mr. Jenkins replied, “We should clarify that it was about the analysis of impediments, but one of the major problems with the analysis of impediment document was for the specific actions that the County would take. Certainly controlling a program that allows us to place individuals in those homes throughout Westchester County would be something that would be a direct action for us to be able to effectually, affirmatively further fair housing.

Mr. Astorino moved to sever item #2 which was unanimously approved.

1. (15443) **Mental Health** – IMA with the local municipalities and Putnam County, as listed in Schedule “A”, to carry out the purposes of Article 25 and Article 41 of the New York Mental Hygiene Law to provide employee assistance programs, for which the Municipalities shall pay the County the rates specified in Schedule “A”, for these services, from 1/1/10 - 12/31/14, for an amount of \$1,693,725.

G. Mitchell

Laid over by the Board of Legislators – 12/16/10

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

2. (15965) **DPW** - Lease agreement with New York State Housing Trust Fund Corp., Albany, for the lease of approximately 8,860 square feet of space located on the first floor of the County building at 112 East Post Road, White Plains, for a term not to exceed six months on a month to month basis, from 1/1/11 – 6/30/11, for a monthly rental fee of \$22,482.

Hsu/Mahon

Laid over by the Board of Legislators – 12/16/10

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

3. (16020) **Information Technology** – Renew Contract IT-233 with Cablevision Lightpath, Inc., Jericho, NY, for the provision of full voice, video and data transmission services along a high-speed telecommunications network, from 1/1/11 – 12/31/15, for a total not to exceed amount of \$25,634,000, to a new total not to exceed contract amount of \$74,087,541, with the County having the right to terminate the agreement, at its sole discretion, upon thirty (30) days written notice at any time after the third year of the five year renewal term.

M. Beirne

Laid over by the Board of Legislators – 12/16/10

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

4. (16018) **Information Technology** – Extend a license agreement IT-781 with Cablevision Lightpath, Inc., Jericho, NY, for the installation and maintenance of a telecommunications “hut” on the Grasslands reservation in Valhalla, from 1/1/11 – 12/31/15, at no cost to the County, with the County having the right to terminate the agreement, at its sole discretion, upon thirty (30) days written notice to Lightpath, under the listed terms and conditions.

M. Beirne

Laid over by the Board of Legislators – 12/16/10

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

5. (15894) **Finance** - Amend a 9/23/10 Resolution with Triad Group, L.L.C., for the provision of on-the-job injury/illness claim administration and case management services, from 11/1/10 – 10/31/13, in an annual amount not to exceed \$450,000 for an aggregate not to exceed amount of \$1,350,000, with an option on the part of the County to renew for two annual one-year terms at a cost of \$454,000 in the first year and \$467,500 in the second year, to add necessary and documented loss adjustment expenses in an annual amount not to exceed \$440,000 for each year of the Agreement and for each of the two one-year options, for a total aggregate not to exceed amount of \$2,670,000; the aggregate not to exceed amount of the first one-year option to \$894,000 and the aggregate not to exceed amount of the second one-year option to \$907,500.

A. Berg

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

6. (15311) **Information Technology** - Amend Contract IT-889 with Bowne Management Systems, Inc., Mineola, NY, for the provision of professional consulting services, by extending the term one year to a new termination date of 12/31/11 and increasing the amount by \$30,000, for a new total not to exceed contract amount of \$148,000.

M. Beirne

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

7. (15496) **Information Technology** - Agreement (IT-1182) with Eric Roberts Associates, NYC, for the provision of professional consulting services, from 12/13/10 – 3/31/11, for a total amount not to exceed \$40,950.

Beirne/Pozzi

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

8. (15673) **County Attorney** - Grant agreement with the New York State Office of Children and Family Services, for the purpose of obtaining funds to facilitate the operations of the County's Child Fatality Review Team, for an amount not to exceed \$74,000, from 2/1/11 – 1/31/12; and enter into an agreement with the Westchester Institute for Human Development, Inc., to provide services to facilitate the operation of the County's Child Fatality Review Team, from 2/1/11 – 1/31/12, for an amount not to exceed \$74,000.

R. Meehan

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

9. (15890) **County Attorney** - Settle the lawsuit of JETUAN EPPS V. COUNTY OF WESTCHESTER, ANTHONY AMICUCCI, JUNE YOZZO, WESTCHESTER MEDICAL CENTER and MAY D. CHOU, DDS, in the amount of \$50,000.

R. Meehan

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

10. (15767) **County Attorney** - Renew its first one year renewal option under each of the 6N Agreements with each of the listed law firms for which each of the firms is performing "Of Counsel" Legal Services to the County Attorney pursuant to the County's Self-Insurance Program, for an amount not to exceed \$2,700,000, by extending the termination date from 12/31/10 to 12/31/11.

R. Meehan

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

11. (15039) **Planning** - IMA with the City of Mount Vernon for the purpose of administering the Housing Opportunities for Persons With AIDS Program, to provide funding to the City of Mount Vernon from the Fiscal Year 2009 Federal HOPWA Program for programs and services that will benefit local residents, from 1/1/11 – 12/31/11, for a grant amount of \$385,000.

E. Buroughs

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

12. (15797) **CE/Emergency Services** - Authority, pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with United Way of Westchester and Putnam, Inc., to assist with the continued operation of the Westchester County Special Needs Registry.

A. Sutton

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

13. (15978) **CE/Emergency Services** - Authority, to enter into an agreement with United Way of Westchester and Putnam, Inc., in order to utilize United Way's 2-1-1 service to assist with the continued operation of the County's Special Needs Registry, from 10/1/10 – 9/30/13, with the County's right to terminate the agreement on ten (10) days notice, in an amount of \$57,000, under the listed terms and conditions.

A. Sutton

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

14. (15441) **Social Services** - Authority, pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with the Child Care Council of Westchester, Inc., for child day care referral and inspection services.

G. Mitchell

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

15. (15483) **Social Services** - Agreement with the Child Care Council of Westchester, Inc., to **1)** provide child day care referrals to eligible customers seeking day care services; **2)** provide inspection services of the Group Family Day Care and Family Day Care providers who are caring for subsidized children, and **3)** provide a staff person to act as a liaison between the CCCW and the Westchester County Department of Social Services, who will keep providers informed of budgeting and procedural issues, from 1/1/11 – 12/31/11, for an amount not to exceed \$133,200.

G. Mitchell

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

16. (15827) **Social Services** - Agreement with The Mental Health Association of Westchester County, Inc., to provide intensive home based psychotherapy and parent skills training for families with children at risk of foster care placement, from 1/1/11 – 12/31/11, in an amount not to exceed \$223,080.

G. Mitchell

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

17. (15829) **Social Services** - Agreement with Exchange Club Child Abuse Prevention Center of NY, Inc., for the provision of Intensive Parent Aide Services for families with children at risk of foster care placement, from 1/1/11 – 12/31/11, in an amount not to exceed \$202,909, under the listed terms and conditions.
- G. Mitchell
- Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
18. (15830) **Social Services** - Agreement with Westchester Institute for Human Development, to operate an Educational Care Coordination Program for children in foster care, from 1/1/11 – 12/31/11, in an amount not to exceed \$257,569.
- G. Mitchell
- Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
19. (15846) **Social Services** - Agreement with the Westchester Institute for Human Development to administer the "Project IMPACT" program and provide intensive in-home parent training services to parents with cognitive or learning disabilities who have been identified by the Department of Social Services as being at risk of having one or more children removed from their care, from 1/1/11 – 12/31/11, in an amount not to exceed \$295,349.
- G. Mitchell
- Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
20. (15847) **Social Services** - Agreement with the Westchester Institute for Human Development, to provide therapeutic, counseling, and dental services to children in foster care and parenting training services to the foster child's birth parents or guardians, from 1/1/11 – 12/31/11, in an amount not to exceed \$900,000.
- G. Mitchell
- Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
21. (15861) **Social Services** - Agreement with the Family Service Society of Yonkers, for the provision of Representative Payee Services for up to 180 Community Support Services clients, from 1/1/11 – 12/31/11, in an amount not to exceed \$205,234.
- G. Mitchell
- Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
22. (15863) **Social Services** - Letter of Understanding/Letter of Revenue Intercept with the State of New York, Office of Temporary and Disability Assistance for the provision of medical assessment services for the Department's customers, from 1/1/11 – 12/31/11, at a cost not to exceed \$350,000, under the listed terms and conditions.
- G. Mitchell
- Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**
23. (15864) **Social Services** - Agreement with Westchester Institute for Human Development, for the provision of services at the Children's Advocacy Center in connection with comprehensive serious physical abuse and sexual abuse assessments of children alleged to be victims of physical and sexual abuse, from 1/1/11 – 12/31/11, for a not to exceed amount of \$915,504.
- G. Mitchell
- Mr. Astorino moved the resolution, which was duly seconded and unanimously approved.**

24. (15905) **Social Services** - Amend a 7/23/09 Resolution (amended on 8/13/09, 10/15/09 & 12/22/09) with the Office of Workforce Investment, to enter into agreements with sixty-six (66) training providers for vocational training services to adult, dislocated workers and youth pursuant to the provisions of Title I of the Workforce Investment Act of 1998, from 7/1/09 – 6/30/11, in a total aggregate amount not to exceed \$125,320, by adding six (6) additional training providers to the list of training providers previously authorized by this Board, increasing the total number of training providers to seventy-two (72); and also increasing the not to exceed amount by \$25,000, for a new total aggregate not to exceed amount of \$150,320.

G. Mitchell

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

25. (15923) **Social Services** - Agreement with Westchester Institute for Human Development, through its “**Enhanced Foster Care Program**”, to provide psycho-social assessments of children placed in foster care, foster parent training and respite/recreational services to identified foster children, in an amount not to exceed \$559,055, from 1/1/11 – 12/31/11.

G. Mitchell

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

26. (15924) **Social Services** - Agreement with Westchester Community Opportunity Program, Inc., through its Victims Assistance Services program, to provide advocacy and support services to child victims of sexual abuse and severe physical abuse and to children and families receiving foster care services to ensure children’s safety and reduce the risk of further abuse, from 1/1/11 – 12/31/11, in an amount not to exceed \$115,650.

G. Mitchell

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

27. (15862) **Health** - Contract with Children’s Health and Research Foundation, Inc., to provide a multi media outreach campaign to women of childbearing age, in order to promote early entry into prenatal care and the availability of Medicaid coverage for eligible pregnant women not yet in prenatal care, from 10/1/10 – 9/30/11, in the not to exceed amount of \$182,000.

C. Archbald

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

28. (15795) **College** – Contract No. WCC-10-884-Rev. for Upgrade of Main Gas Meter, Westchester Community College, Westchester County, New York. Awarded to Low Bidder, Sun-Dance Energy Contractors, Inc. d/b/a Markley Mechanical, Peekskill, in the amount of \$49,990. (5 bids received)

J. Hankin

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

29. (15843) **College** – Contract No. WCC-10-049, for Janitorial Services for Westchester Community College – Mount Vernon and Yonkers Extension Sites, Westchester Community College, Westchester County, New York. Awarded to Low Bidder, CFM Service Corp., Moriches, NY, in the amount of \$336,660. (3 bids received)

J. Hankin

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

space-available basis at the rate of \$160.00 per day for each Sullivan County inmate maintained and Sullivan County would maintain Westchester County inmates at a cost of \$130 per day for each Westchester County inmate maintained in the Sullivan County Jail, from 1/1/11 – 12/31/12, plus the cost of reimbursement for transportation, medical and incidental expenses incurred in connection with the maintenance and detention of the inmates.

K. Cheverko

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

31. (15895) **Correction** - Renew the agreement with Public Safety Psychology, PLLC, to provide psychological testing for correction officer candidates, for a not to exceed amount of \$20,000 at a rate of \$275 per evaluation, from 1/1/11 – 12/31/11, renewable at the County's option for up to three additional one year terms.

K. Cheverko

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

32. (15639) **Public Safety** - Agreement with the State of New York, acting by and through its Division of Criminal Justice Services, to accept a grant in an amount not to exceed \$214,136, in State funds for the Department of Public Safety to participate in the Aid To Crime Labs Program, from 7/1/10 – 6/30/11.

G. Longworth

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

33. (15472) **Probation** – Agreement with Westchester Jewish Community Services, for the provision of pre-dispositional risk assessment and post-dispositional treatment of Family Court Act, Article 3, juvenile delinquency sex offenders and pre and post-sentence risk assessment and treatment for adolescent sex offenders ages 14 through 17 appearing before the criminal court as juvenile offenders, youthful offenders or young adults, from 1/1/11 – 12/31/11, at a cost not to exceed \$80,813.

R. Pozzi

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

34. (15630) **Probation** – Agreement with the Mental Health Association of Westchester County, Inc., Elmsford, to provide a Sex Offender Treatment Program, from 1/1/11 – 12/31/11," for an amount not to exceed \$154,500, under the listed terms and conditions, as outlined in Schedule "A.

R. Pozzi

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

35. (15879) **Probation** - Agreement with YWCA of White Plains and Central Westchester, White Plains, for the provision of a supervised visitation program related to the court ordered supervised visitation of children, from 1/1/11 – 12/31/11, at a cost not to exceed \$193,053.

R. Pozzi

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

36. (15897) **Probation** - Agreement with the New York State Division of Criminal Justice Services, for

36. (15897) **Probation** - Agreement with the New York State Division of Criminal Justice Services, for the Departments of Public Safety and Probation, to participate in Operation Impact, from 7/1/10 – 6/30/11, for a not to exceed amount of \$149,075 in State funds.

Pozzi/Longworth

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

37. (15648) **Parks** - Assumption Agreement, effective 1/1/11, with RWS and Associates Entertainment, Inc., NYC, of an Agreement between the County and American Entertainment Productions dated 4/20/10, to provide an entertainment package at Playland Park, from 5/1/10 – 9/1/14 (Contract PRC-689), under the listed terms and conditions.

K. O'Connor

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

38. (15926) **Parks** - Extend the license agreement with the Ninth District, Federated Garden Clubs of New York State, Inc., Katonah, for use of space at the County facility known as Lasdon Park and Arboretum for use as their district headquarters, from 1/1/11 – 12/31/15, for an annual license fee of \$1.00, under the listed terms and conditions.

K. O'Connor

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

39. (15233) **Transportation** - Agreement with the New York State Department of Transportation, for administration of the SMART Commute Program, for an amount of \$700,000, from 1/1/10 – 12/31/10, with the State of New York providing up to \$560,000 in Federal funds and the County providing matching funds of \$140,000.

J. Hsu

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

40. (15907) **DPW** – Contract No. 10-533, for Rental Car Parking Area Resurfacing, Westchester County Airport, Towns of Harrison and North Castle and Village of Rye Brook, New York. Awarded to Low Bidder, ELQ Industries, Inc., New Rochelle, in the amount of \$264,451.50. (13 bids received)

J. Hsu

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

41. (15908) **DPW** - Permit Agreement with Nu Psi Zeta Chapter of Zeta Phi Beta Sorority, Inc., Peekskill, for participation in the Adopt-A-Road Program, to conduct activities of the roadside maintenance nature at no cost to the County for a specific segment of the County roadway system, namely, County Road No. 25-I, West Main Street, from Route 9 to North Division Street, Peekskill, a length of 0.50 miles.

J. Hsu

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

42. (15909) **DPW** – Contract No. 08-501, with Caladri Development Corp., to Replace Bus Wash System, Central Maintenance Facility, 475 Saw Mill River Road, Yonkers, New York. Approved Dutchess Overhead Doors, Poughkeepsie, Louis Scopelliti, Inc., Fairfield, CT, Ross & White, Cary, IL, and PCI Industries Corp., Mount Vernon, as subcontractors.

J. Hsu

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

43. (15910) **DPW** – Contract No. 08-501, with Caladri Development Corp., to Replace Bus Wash System, Central Maintenance Facility, 475 Saw Mill River Road, Yonkers, New York. Approved J.A. Lee Electric, Inc., Deer Park, NY, as a subcontractor.

J. Hsu

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

44. (15912) **DPW** – Contract No. 09-516, with Arben Group LLC, for Water System Distribution Improvements, Water District No. 3, Mount Pleasant, New York. Approved Cruz Contractors, LLC, Holmdel, NJ, Matos Contracting, Patterson, NY, and Tremson Corporation, Brewster, as subcontractors.

J. Hsu

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

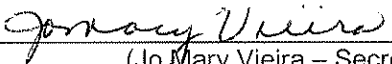
45. (15636) **DEF** –IMA with the City of Yonkers, to convey to the City, title to property comprising approximately 1.62 acres located on Stew Leonard Drive and adjacent to the County's Material Recovery Facility in the city of Yonkers, being a portion of Tax Lot 1, Block 9125, Section 4 as shown on the official tax map of the City of Yonkers for construction and operation of an animal shelter, and the City of Yonkers shall pay the County \$1.00 and reconstruct the MRF'S truck turnaround area at its own expense, commencing upon execution for a term of five (5) years, under the listed terms and conditions.

T. Lauro

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.

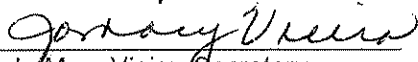
There being no further business, the Chair declared the meeting adjourned. All approved resolutions are on file electronically with the Board of Acquisition and Contract.



(Jo Mary Vieira – Secretary)

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

Dated 12/23/10



Jo Mary Vieira, Secretary
Board of Acquisition & Contract