

**MINUTES OF THE MEETING OF THE
COUNTY OF WESTCHESTER
BOARD OF ACQUISITION AND CONTRACT
HELD ON THURSDAY, APRIL 21, 2011 AT 11:00 A.M.**

Acting County Executive	Kevin Plunkett
Chair, Board of Legislators	Ken Jenkins
Commissioner of Public Works and Transportation	John Hsu
Deputy County Attorney	Jim Robertson
Budget	Pat Haggerty
Deputy Commissioner, Dept. of Finance	Dennis Kelly
CIO - Information Technology	Marguerite Beirne
Board of Legislators	Olivia Rhodes
Board of Legislators	Barney Molloy
Secretary BAC	JoMary Vieira
Assistant Secretary BAC	Joan Cocciardi

Mr. Plunkett said, "The County Executive is out of the office today and not available and has asked me to act in his place as the Chairperson of this august group of people."

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.

Acquisition & Contract. Minutes of the meeting of 4/15/11 and the SEQR Review for agenda items.

J. Vieira

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

Mr. Plunkett said, "As the Department of Social Services has submitted a revised resolution for Westchester Community Opportunity Program's Oasis program, which appears as item #28 on today's agenda, I move to take the prior resolution off the table, so that the Department can formally withdraw it. The original resolution was tabled by the Board at its meeting on March 24, 2011 and is identified in the OnBase system as ID number 17636."

Mr. Jenkins seconded the motion.

Mr. Jenkins said, "On item #5 17277 (Social Services), which is the Cornell Cooperative Program, the Board is concerned about the ending date because the program dollars for that particular program continue until September and we do have documentation provided to us that indicated that there was an agreement from the department, but it was not authorized from this Board until September. From a conservative perspective we request that we have the contract term end concurrent with that funding, which is September 30, 2011. On this particular item, if we are unable to do that we will ask to sever this item."

"On item #6 18080 (Social Services), for the Coalition for the Hungry and Homeless, we certainly support this group, but this particular program was not budgeted in the 2011 DSS budget for support programs. Our concern is not for the Coalition for the

Hungry and Homeless, we certainly support this particular entity and the fine work that they do, but our concern is that there were two entities doing this work, the Food Bank and the Coalition for the Hungry and Homeless at the exact same amount of money. As the need has not diminished, the question would be, are we doing something for the Food Bank since in the previous year the Department of Social Services authorized the same amount of money \$107,500 to both the Food Bank and the Coalition for the Hungry and Homeless? We would like the administration to review this.”

“On item #28 18245 (Social Services), we have had discussions with the administration because we support this contract with the current extension date of 6/30/11. The Board requested the addition and spoke with the local legislator Ms. Marcotte. Ms. Marcotte suggested having a onetime extension as part of the initial contract and the Board would like to see that. This is why we are holding this resolution over.”

“On Item 30 #18246 (Community Mental Health), the concern we have and we have seen this with many contracts, is that they all end on 12/31/2011. This has been a significant problem in the past as we have so many contracts ending at one specific time. There was a budget modification in the Department of Law and the folks in the Department would be overwhelmed by the tremendous number of contracts that would come in at the same time. We would respectfully request that this particular contract end at a one year period. We understood from discussions that the rationale was that the grant would end on a calendar year; however, as we know all of the contracts contain a provision that if the grant funding ends, the contract would be terminated. In specific contracts in 2008, we already had that experience where the state actually did retroactive cuts and we gave a one week notice to those folks that had a contract to end their service. Just for fairness and smoothness for the Law Department, and to try to make sure that the contracts provisioning process doesn't have this huge spike in December, we would respectfully request that we would make the term end in the one year period and if the contract funding for whatever reason terminates, then that contract would terminate based on the terms of the contract.”

Mr. Plunkett said, “In reverse order, on item #30 that is being held over by the Board, certainly we can have a discussion as to what the appropriate term of the contract is for the Daytop Village Chemical Dependency Treatment Program. On #28, Social Services, you and I did chat and we can chat some more and I would be glad to talk with the local legislator to determine how best we can proceed on that. But if you recall, we just took off the table the prior resolution which only had a 3 month period as opposed to the 6 month period, but we would be glad to circle back with the appropriate legislators. On item #6 I am going to defer to the Social Services Department, which has put forward this resolution as to not only the term of the contract but the amount of the contract but we can certainly find out what is happening with Food Bank. On item #5 again, I will make a motion to sever this based upon your request. I will ask for a vote on that separately with the thought that the Social Services Department has again made the request that they made. So thank you for your comments and based upon where we are, I would make a motion based on the request of Mr. Jenkins to sever item #5 from the agenda, that is resolution #17277 from our Department of Social Services, and we will vote on that separately.”

Mr. Jenkins seconded the motion.

1. (18049) **Planning** - Amend an agreement with Suburban Green Housing Development Fund Corp., for the acquisition and rehabilitation of the foreclosed property located at 30 South Thirteenth Avenue in the City of Mount Vernon, by changing the contract expiration date from 3/31/11 to 7/31/11.

E. Buroughs

Laid Over by the Board of Legislators – 4/15/11

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

2. (18051) **Planning** - Amend an agreement with Community Capital Resources Housing Development Fund Corp., for the acquisition and rehabilitation of the foreclosed property located at 122 Nelson Avenue in the City of Peekskill, by changing the contract expiration date from 3/31/11 to 7/31/11.

E. Buroughs

Laid Over by the Board of Legislators – 4/15/11

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

3. (18054) **Planning** - Execute a second amendment to the agreement with Community Housing Innovations, Inc., for the acquisition and rehabilitation of the foreclosed property located at 19 North High Street in the City of Mount Vernon, by changing the contract expiration date from 3/31/11 to 7/31/11.

E. Buroughs

Laid Over by the Board of Legislators – 4/15/11

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

4. (18057) **Planning** - Amend an agreement with Community Capital Resources Housing Development Fund Corp., for the acquisition and rehabilitation of the foreclosed properties located at 1357 Howard Street and 1400 Main Street in the City of Peekskill, by changing the contract expiration date from 3/31/11 to 7/31/11.

E. Buroughs

Laid Over by the Board of Legislators – 4/15/11

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

5. (17277) **Social Services** - Amend an agreement with Cornell Cooperative Extension of Westchester County to provide a Food Stamp Nutrition Education Program to Food Stamp recipients in Westchester County, in an amount not to exceed \$300,638, from 10/1/09 – 9/30/10, by extending the end date of the Agreement from 9/30/10 to 12/31/10 and increasing the not to exceed amount by \$74,747 for a total not to exceed amount of \$375,385 to cover the cost associated with the services to be provided during the extended term.

K. McGuire

Laid Over by the Board of Legislators – 4/15/11

Mr. Plunkett moved the resolution, Mr. Plunkett and Mr. Hsu voted yes and Mr. Jenkins voted no.

6. (18080) **Social Services** - Amend an agreement with the Westchester Coalition for the Hungry and Homeless, Inc., to partially fund a position to assist emergency food providers in securing additional outside funding and to assist non-profit soup kitchens, food pantries and shelters with expenses in their efforts to provide surplus food items to needy persons in Westchester County, from 4/1/10 – 3/31/11, for an amount not to exceed \$107,500 by: **1)** extending the end date of the agreement from 3/31/11 to 12/31/11; and **2)** increasing the

not to exceed amount by \$72,563 from a total not to exceed amount of \$107,500 to a new total not to exceed amount of \$180,063.

K. McGuire

Laid Over by the Board of Legislators – 4/15/11

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

7. (18212) **Probation** - Enter into an agreement with the United States of America, acting by and through the United States Department of Justice, Office of Justice Programs, to accept a grant in the amount of \$250,000 to implement sexual offender strategies involving sex offense specific treatment and intensive supervision “non-regular work hours”, from 10/1/10 – 5/31/11.

R. Pozzi

Laid Over by the Board of Legislators – 4/15/11

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

8. (18174) **Parks** - Enter into a permit agreement with UBS Securities LLC, NYC, for the exclusive use of Playland Park for employees and invited guests from 4:30 pm to 9:30 pm on Monday, June 20, 2011 (Rain date – Monday, June 27, 2011), for a fee of \$144,000 as an all-inclusive permit fee for up to 2,000 guests, and also pay \$70.75 per guest for each guest over 2,000, under the listed terms and conditions.

K. O'Connor

Laid Over by the Board of Legislators – 4/15/11

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

9. (18195) **Parks** - Amend Riverdale Riding Corporation's lease agreement to consent to the subcontracting of the operations of the North Equestrian Center at Twin Lakes Park to Twin Lakes Farm, Inc., Bronxville, effective upon execution of the amendment agreement.

K. O'Connor

Laid Over by the Board of Legislators – 4/15/11

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

10. (18206) **DPW/Transportation –1)** Amend a 1/10/08 resolution for Contract No. 07-232 with Coastal Environmental Group, Inc., to provide maintenance service for the Firing Range on the Valhalla Campus, for an amount of \$284,196, from 1/1/08 – 12/31/10, to include in the Agreement County options to extend the term of the agreement for two (2) additional one-year periods; **2)** Increase the amount of the agreement by \$189,464, from an amount of \$284,196 to an amount of \$473,660, and extend the end date of the agreement from 12/31/10 to 12/31/12.

J. Hsu

Laid Over by the Board of Legislators – 4/15/11

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

11. (18216) **DPW/Transportation** – Contract No. 11-205, for Asphalt Paving, Concrete Sidewalk and Curb Replacement and Repairs, Various Locations, Westchester County, New York. Advertise for bids.

Laid Over by the Board of Legislators – 4/15/11

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

12. (17820) **DEF** – Amend an agreement with First Environment, Inc., for the provision of consulting services, in connection with the establishment and maintenance of an environmental management system complaint with the ISO 14001 Standard at the Department of Environmental Facilities, extending the end date of the agreement from 5/31/11 to 12/31/11.

T. Lauro

Laid Over by the Board of Legislators – 4/15/11

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

13. (17754) **County Executive** - Enter into an agreement with the Hudson River Museum of Westchester for the provision of various artistic, cultural and educational programs including planetarium and science activities and exhibitions to the public and to schools throughout the County, from 1/1/11 – 12/31/11, for an amount not to exceed \$700,000.

K. Plunkett

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

14. (17764) **County Executive** - Enter into an agreement with the Westchester County Historical Society, to provide various services relating to the collection and preservation of documentation, artifacts and properties significant to the history of the County, and to make such resources available to the public, from 1/1/11 – 12/31/11, for an amount not to exceed \$80,719.

K. Plunkett

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

15. (17765) **County Executive** - Enter into an agreement with the Westchester Library System, to provide various services to Westchester residents, including, but not limited to, a cataloging and inter-library loan program, an outreach to youth program, a system-wide delivery service, and career and educational counseling services, from 1/1/11 – 12/31/11, for an amount not to exceed \$1,000,000.

K. Plunkett

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

16. (18081) **CE/Office for Women** - Enter into a grant agreement awarded under the Federal Violence Prevention and Services Act with the New York State Office of Children and Family Services, to provide support for the Jr. Administrative Assistant and the Spanish speaking Community Outreach Worker in the Office for Women's Non-Residential Domestic Violence Program, for the period 3/31/11 – 3/30/12, in the amount of \$35,602.

D. Balistreri

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

17. (18082) **CE/Office for Women** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with My Sisters' Place, Inc., to provide non-residential domestic violence support services, through its Community Counseling and Advocacy Program.

D. Balistreri

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

18. (18083) **CE/Office for Women** - Enter into an agreement with My Sisters' Place, Inc., for the provision of non-residential domestic violence support services to victims, whether eligible or ineligible for public assistance, through its Community Counseling and Advocacy Program, for an amount not to exceed \$379,274, for the period 1/1/11 – 12/31/11. (County/\$155,502, New York State/\$136,539, Federal/\$87,233)

D. Balistreri

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

19. (18129) **CE/Office for Women** - Enter into an agreement with My Sisters' Place, Inc., for the provision of school-based education through its Domestic Violence Education and Prevention program, for an amount not to exceed \$102,620, for the period 1/1/11 – 12/31/11. (County/\$68,205, New York State/\$20,999, Federal/\$13,416)

D. Balistreri

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

20. (18132) **CE/Office for Women** - Enter into an agreement with My Sisters' Place, Inc., for the provision of education, training and domestic violence expert assistance to hospitals, healthcare providers and facilities in the County through its Operation Safety program, for an amount not to exceed \$62,135, for the period 1/1/11 – 12/31/11.

D. Balistreri

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

21. (18133) **CE/Office for Women** - Enter into an agreement with My Sisters' Place, Inc., for provision of a coordinator of training, from 1/1/11 – 12/31/11, for a not to exceed amount of \$42,576. (County/\$17,456, New York State/\$15,327, Federal/\$9,793)

D. Balistreri

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

22. (18171) **CE/Office for Women** - Amend an agreement with St. Peter's Child Care Center, Inc., to provide child care in the Family Court in Yonkers, from 1/1/11 – 12/31/11, in an amount not to exceed \$36,816, by modifying the term of the Agreement from 1/1/11 – 12/31/11 to 1/1/11 – 3/31/11 and by decreasing the total amount by \$25,380, from \$36,816, for a new not to exceed amount of \$11,436.

D. Balistreri

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

23. (18179) **CE/Office for Women** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with My Sisters' Place, Inc., for the provision of legal services in Yonkers to women victims of domestic violence.

D. Balistreri

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

24. (18180) **CE/Office for Women** - Enter into an agreement with My Sisters' Place, Inc., for the

provision of legal services in Yonkers to women victims of domestic violence, for an amount not to exceed \$91,270, from 1/1/11 – 12/31/11. (County/\$37,421, New York State/\$32,857, Federal/\$20,992)

D. Balistreri

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

25. (18225) **Finance** - Enter into deposit agreements and tri-party custodial agreements with 1) Greater Hudson Bank, N.A. and its custodian bank, Manufacturers and Traders Trust Company, 2) Mahopac National Bank, and its custodian bank, Tompkins Investment Services, and 3) Sterling National Bank and its custodian bank, Manufacturers and Traders Trust Company, for the deposit of County funds, commencing upon execution and terminable by any of the parties upon written notice and will be at no cost to the County.

A. Berg

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

26. (17836) **Information Technology** - Request authority to enter into an agreement ((IT-1186) with Intergraph Corporation, Huntsville, AL, for one year of software support and maintenance services (including upgrade) of the Fire and Emergency Medical Service Computer Assisted Dispatch System, and a Records Management System, licensed to and in use by the County's Department of Emergency Services, from 5/1/11 – 4/30/12, for a total not to exceed contract amount of \$154,358.

Beirne/Sutton

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

27. (17837) **Information Technology** - Enter into an agreement (IT-1173) with Columbia IS Consulting Group, Inc., Stamford, CT., for the provision of professional consulting services, by increasing the amount by \$14,560, for development services of the Juvenile Case Management System for the Department of Probation, from 7/19/10 – 3/31/11, for a total not to exceed contract amount of \$168,560, under the listed terms and conditions.

Beirne/Pozzi

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

28. (18245) **Social Services – OVER BY BOARD OF LEGISLATORS.** Request authority to enter into an agreement with Westchester Community Opportunity Program, Inc., to operate the Oasis Homeless Shelter Warming / Drop-in Site, from 1/1/11 – 6/30/11, for an amount not to exceed \$250,000.

K. McGuire

29. (18252) **Social Services** – Enter into an agreement with Family Services of Westchester, Inc., for the purpose of operating the ADAPT (A Different Approach to Parenting Teens) program, a family mediation program, from 5/1/11 – 4/30/12, for an amount not to exceed \$54,900, under the listed terms and conditions.

K. McGuire

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

30. (18246) **Community Mental Health – OVER BY BOARD OF LEGISLATORS.** Request authority to enter into an agreement with Daytop Village, Inc., to provide chemical dependency treatment to families and individuals in Westchester County, in the amount not to exceed

\$331,977, from 7/1/11 – 12/31/11.

G. Mitchell

31. (18231) **College** – Contract No. WCC-11-896, for Construction of Academic Arts Building Theater Rigging Repairs, Westchester Community College, Valhalla, New York. Advertise for bids.

J. Hankin

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

32. (18234) **College** – Contract No. WCC-11-891, Construction of Student Center Improvements/Expansion, Westchester Community College, Westchester County, New York. Awarded to Low Bidder, Worth Construction Co., Inc., Bethel, CT., in the amount of \$17,457,200; and approval of L.J. Coppola, Inc., Thornwood, and Mezz Electric, Inc., Hawthorne, as subcontractors. (7 bids received)

J. Hankin

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

33. (18264) **Parks** - Enter into a license agreement with Hudson River Sloop Clearwater, Inc., Beacon, NY, for the use of designated portions of Croton Point Park, Croton-on-Hudson, New York, from 6/6/11 – 6/22/11, for purposes of holding a music festival known as the "Great Hudson River Revival" on Saturday, June 18, 2011 and Sunday, June 19, 2011, rain or shine, between the hours of 10:00 a.m. and 8:30 p.m., for a total license fee of \$44,937, under the listed terms and conditions.

K. O'Connor

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

34. (18196) **Parks** - Enter into an agreement with Friends of Westchester County Parks, Inc., Mt. Kisco, to provide for the operation and management of Camp Morty, a sleep away camp facility for Westchester's children between the ages of 6 and 16 who are under the care of the Department of Social Services, to be located at Sal J. Prezioso Mountain Lakes Park, North Salem, from 4/15/11 – 12/31/11, for an amount of \$425,000.

O'Connor/McGuire

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

35. (18334) **DPW/Transportation** - Enter into an agreement with the United States Department of Agriculture for wildlife management at the Westchester County Airport, for a three year period, from 5/1/11 – 4/30/14, for an amount not to exceed \$461,737, under the listed terms and conditions.

J. Hsu

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

36. (18207) **DPW/Transportation** – Contract No. 09-505, with Ortega Group LLC, for Playland Bathhouse Restoration, Playland Park, Rye, New York. Approved ELQ Industries, Inc., New Rochelle, and Mullen & Sons Contractors Inc., Fairfield, NJ, as subcontractors.

J. Hsu

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

37. (18336) **DPW/Transportation** – Contract No. 05-507, with ELQ Industries Inc., for Lateral Main Replacement, Water District #3, Valhalla, New York. Completed work and Final Contract Amount in the amount of \$246,996.

J. Hsu

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

38. (18338) **DPW/Transportation** – Contract No. 09-505, with Ortega Group LLC, for Playland Bathhouse Restoration, Playland Park, Rye, New York. Approved RLJ Electric Corporation, Peekskill, as a subcontractor.

J. Hsu

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

39. (18339) **DPW/Transportation** – Contract No. 10-542-Rev., with J & M Heating & Air Conditioning, Inc., for Installation of Mechanical Systems, 450 Saw Mill River Road, Ardsley, New York. Approved C & B Plumbing & Heating, Inc., (WBE), New Rochelle, and W & M Sprinkler, Inc., Hawthorne, as subcontractors.

J. Hsu

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

40. (18400) **DEF** - Enter into a Grant Agreement with the State of New York as part of the Household Chemical Waste Collection Program for the State DEC 2010 Fiscal Grant Year, pursuant to Chapter 610 of the Laws of 1993 and rules and regulations, for an amount of \$570,436, from 4/1/10 – 3/31/11, to cover the State's 2010 fiscal grant year program.

T. Lauro

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.


(Jo Mary Vieira – Secretary)

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

Dated 4/26/11


Jo Mary Vieira, Secretary
Board of Acquisition & Contract