

**MINUTES OF THE MEETING OF THE
COUNTY OF WESTCHESTER
BOARD OF ACQUISITION AND CONTRACT
HELD ON THURSDAY, MAY 12, 2016 AT 11:00 A.M.**

County Executive
Deputy County Executive
Chairman, Board of Legislators
Deputy Budget Director
Deputy County Attorney
Commissioner of Finance
County Executive's Office
County Executive's Office
Budget
Board of Legislators
Board of Legislators
Board of Legislators
Board of Legislators Intern
Secretary BAC
Assistant Secretary

Robert P. Astorino
Kevin Plunkett
Michael Kaplowitz
Lawrence Soule
Jim Robertson
AnnMarie Berg
Christine Sculti
Carl Pagano
Pat Haggerty
Greg Casciato
Gary Friedman
Allie Restiano
Daniel Koster
Lisa Mrijaj
Joan Cocciardi

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. Kaplowitz said, "We have multiple IMA's, so the IMA footnote please."

Acquisition & Contract. Minutes of the meeting 5/5/16 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. (51870) **CE/Office for Women** – Enter into an agreement with Legal Services of the Hudson Valley to provide free comprehensive civil legal services to poor and low-income Westchester County residents who reside in New Rochelle or fall within the catchment area served by the New Rochelle Family Court from 1/1/16 – 12/31/16, for an amount not to exceed \$41,500.

Astorino/Kaplowitz/Schlaff

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

2. (51871) **CE/Office for Women** – Enter into an agreement with My Sisters’ Place, Inc. to provide teen dating and domestic violence prevention education through its Domestic Violence Education and Prevention Program as part of its Next Generation Educational Programming, from 1/1/16 – 12/31/16, for an amount not to exceed \$20,600.

Astorino/Kaplowitz/Schlaff

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

3. (51872) **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.

Astorino/Kaplowitz/Schlaff

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

4. (51873) **CE/Office for Women** – Enter into an agreement with My Sisters’ Place, Inc. to provide legal services for victims of domestic violence and human trafficking from 1/1/16 – 12/31/16, for an amount not to exceed \$25,750.

Astorino/Kaplowitz/Schlaff

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

5. (51874) **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 Westchester Hispanic Coalition, Inc.

Astorino/Kaplowitz/Schlaff

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

6. (51875) **CE/Office for Women** – Enter into an agreement with the Westchester Hispanic Coalition, Inc. to provide free legal assistance through advice and consultations, including applying for administrative relief, as well as community education for immigrants from 1/1/16 – 12/31/16, for an amount not to exceed \$50,000.

Astorino/Kaplowitz/Schlaff

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

7. (51876) **CE/Office for Women** – Amend an agreement with Pace University to provide civil legal services for immigrants, in order to revise the Agreement’s approved budget to reallocate funds within the 2016 budget with no financial impact.

R. Schlaff

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

8. (51958) **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 Legal Services of the Hudson Valley.

R. Schlaff

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

9. (51959) **CE/Office for Women** – Enter into an agreement with Legal Services of the Hudson Valley to provide free comprehensive legal services to the indigent as well as legal assistance to low-income immigrants at the County’s Mount Vernon District Office from 1/1/16 – 12/31/16, for an amount not to exceed \$600,516, and approval of My Sisters’ Place, Inc., and Hudson Valley Justice Center, as subcontractors for assistance with legal services.

R. Schlaff

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

10. (51794) **County Attorney** - Renew an agreement with “All Risk” Property/Boiler & Machinery Insurance from the New York Municipal Insurance Reciprocal for Hangars “D” & “E” at the Westchester County Airport for an insurance cost of \$87,996.84 from 6/1/16 – 6/1/17.

R. Meehan

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

11. (51809) **Planning** - Enter into an agreement with Graceland Terrace Housing Development Fund Corp. and/or Armonk Commons LLC, to provide \$400,000 in grant funds authorized under the Affordable Home Ownership Development Program to underwrite a portion of construction costs of ten ownership units that will affirmatively further fair housing to be developed at 22 Old Route 22 in the Town of North Castle and will be payable in the amount of \$40,000 on the date of the sale of each of the Affordable AFFH Units which amount will be secured by a note and mortgage as required by AHC, with a two (2) year term commencing on 5/15/16 and terminating on 5/14/18.

E. Buroughs

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

12. (51797) **Social Services** - Enter into an agreement with the Youth Shelter Program of Westchester, Inc., for the provision of shelter services as an alternative to jail for boys aged sixteen to twenty-one who have been arraigned and assigned to the program by a judge from 1/1/16 – 12/31/16, for an amount not to exceed \$872,000.

K. McGuire

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

13. (51824) **Social Services** - Enter into a MOU with Youth Represent to provide criminal and reentry legal representation to eligible individuals participating in the STRIVE® Forward Juvenile Justice Initiative from 4/1/16 – 6/1/18, under the listed terms and conditions.

K. McGuire

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

14. (51804) **Senior Programs** - Enter into IMA’s with the Town of Eastchester and the City of Yonkers for the provision of case management services for the elderly in accordance with the Community Services for the Elderly Act, for a total aggregate amount not to exceed \$110,435 in State funds in the individual amounts listed in Schedule “A” from 4/1/16 – 3/31/17, with the municipalities contributing a total aggregate amount of \$47,330 in matching funds, under the listed terms and conditions.

M. Carpenter

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

15. (51805) **Senior Programs** - Enter into an agreement with Family Services of Westchester, Inc. to provide Information: Mobility Management services for the elderly under the Community Services for the Elderly Act from 4/1/16 – 3/31/17, for an amount not to exceed \$50,000, under the listed terms and conditions.

M. Carpenter

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

16. (51795) **Community Mental Health** - Enter into an agreement with the Young Mens Christian Association of Yonkers to provide various behavioral health service from 4/1/16 – 12/31/16, for an amount not to exceed \$250,000.

M. Herceg

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

17. (51801) **Community Mental Health** - Amend a 12/11/15 Resolution which authorized the County to enter into IMA's with the County of Putnam and each of the various listed municipal corporations within Westchester County and Putnam County, pursuant to which the County would provide services to the Municipal Corporations in accordance with Article 25 and Article 41 of the New York Mental Hygiene Law by, **1)** adding the Village of Briarcliff Manor to the list of Municipal Corporations, and **2)** replacing the second "RESOLVED" clause of the 12/11/15 Resolution, with the following: "RESOLVED, that the IMA's shall be for a term commencing January 1, 2015 and expiring on December 31, 2019, except for the IMA with the Village of Briarcliff Manor, which shall be for a term commencing on June 1, 2016 and expiring on December 31, 2019".

M. Herceg

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

18. (51792) **College** - Enter into an affiliation agreement with Community Hospital at Dobbs Ferry for nursing and surgical tech programs from 1/1/16 – 12/31/20, at no cost to the College, under the listed terms and conditions.

B. Miles

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

19. (51802) **Correction** - Enter into an IMA with the City of Yonkers to provide round trip transportation for prisoners between Yonkers and the Westchester County Jail located in Valhalla, New York from 1/1/16 – 12/31/17, for a total contract amount of \$775,602.

K. Cheverko

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

20. (51803) **Correction** - Enter into an IMA with the City of Peekskill to provide round trip transportation for prisoners between Peekskill and the Westchester County Jail located in Valhalla, New York, for a total amount not to exceed \$451,667 from 1/1/16 – 12/31/17, under the listed terms and conditions.

K. Cheverko

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

21. (51775) **Parks** - Enter into a permit agreement with the Correction Officers' Benevolent Association of NYC for the exclusive use of Playland Park for its employees and invited guests from 11:00 am to 9:00 pm on Saturday, September 17, 2016 with a rain date on Sunday September 18, 2016, with an all-inclusive permit fee of \$128,000, under the listed terms and conditions.

K. O'Connor

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

22. (51812) **Parks** - Amend a 3/3/16 Resolution to advertise for bids for Pest Control/Exterminating Service, Various Parks, Recreation and Conservation Locations in Westchester County, New York for a period of five years be amended to change the required security to: That adequate and sufficient security for the faithful performance of this contract shall be deemed to be retainage of 10% of all work completed on an annual basis. Upon each annual anniversary the contractor may request payment of said retainage with the successful completion of all work performed during that period.

K. O'Connor

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

23. (51815) **DPW/Transportation** – Contract No. 10-558 for Exhaust System Upgrade, 134 Court Street, White Plains, New York. Awarded to Low Bidder, Sun-Dance Energy Contractors Inc. d/b/a Markley Mechanical, Peekskill, in the amount of \$142,364. Approval of Naber Electrical Corp., Yonkers, as a subcontractor. (2 bids)

J. Pisco

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

24. (51816) **DPW/Transportation** – Contract No. 11-503-Rev., for Rehabilitation of the Fulton Avenue Bridge Over Hutchinson River, City of Mount Vernon and Village of Pelham Manor, New York. Awarded to Low Bidder, E. E. Cruz & Company, Inc., NYC, in the amount of \$14,816,000. Approval of the three (3) listed subcontractors. (4 bids)

J. Pisco

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

25. (51817) **DPW/Transportation** - Contract No. 12-507 for Mechanical Upgrades, 143 Grand Street, White Plains, New York. Awarded to Second Low Bidder, Sun-Dance Energy Contractors Inc. d/b/a Markley Mechanical, Peekskill, in the amount of \$518,555. Approval of Naber Electrical Corp., Yonkers, as a subcontractor. (5 bids)

J. Pisco

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

26. (51818) **DPW/Transportation** – Contract No. 14-507 for Park Infrastructure Improvements – Areas 1, 2, 3 and Miracle Field, Ridge Road Park, Town of Greenburgh, New York. Awarded to Low Bidder, Peter J. Landi, Inc., Hawthorne, in the amount of \$3,180,660.30. Approval of D&M Electrical Contracting, Inc., Elmsford, as a subcontractor. (8 bids)

J. Pisco

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

27. (51819) **DPW/Transportation** – Enter into an agreement with the State of New York to share services, equipment and materials in connection with the maintenance of State and County roads and highways in accordance with GML Section 99-r in a total amount not to exceed \$10,000 and having a term of one (1) year commencing upon full execution. (Agreement No. 16-906)

J. Pisco

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

28. (51820) **DPW/Transportation** – Contract No.09-508 with Wilken Construction Corp., for Pump Station Rehabilitation Program, Magnolia and Woodbine Pump Stations, Larchmont, New York, amended to extend the end date of the agreement to 7/31/16.

J. Pisco

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

29. (51821) **DPW/Transportation** - Contract No.10-509-Rev. with Arben Group LLC, for HVAC Equipment Upgrades and Odor Control Improvements, Yonkers Joint Wastewater Treatment Plant, Yonkers, New York, amended to extend the end date of the agreement to 12/31/16.

J. Pisco

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

30. (51822) **DPW/Transportation** – Contract No. 08-532, with Arben Group LLC, for Chlorine Contact Tank and Gas Piping Upgrade, Yonkers Joint Wastewater Treatment Plant, Yonkers, New York. Completed work and Final Contract Amount of \$2,588,150.

J. Pisco

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

31. (51823) **DPW/Transportation** – Contract No. 15-539, with VRH Construction Corp., for Terminal Systems Upgrade, South Concourse Renovation – Phase II, Westchester County Airport, Towns of Harrison and North Castle and Village of Rye Brook, New York. Approved Laura Li Industries LLC (WBE), Harrison, as a subcontractor.

J. Pisco

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

32. (51753) **DEF** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with Samuel G. Fredman, Esq.

T. Lauro

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

33. (51745) **DEF** - Enter into an agreement with Samuel G. Fredman, Esq, to provide hearing officer services on an “as needed” basis in connection with violations of the County Source Separation Law pursuant to Chapter 825 of the Laws of Westchester from 5/1/16 – 4/30/17, for an amount not to exceed \$5,000, under the listed terms and conditions.

T. Lauro

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

34. (51811) **DEF** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with Energy Curtailment Specialists, Inc.

T. Lauro

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

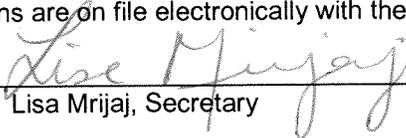
35. (51814) **DEF** - Enter into agreements with Energy Curtailment Specialists, Inc., in order to participate in three (3) energy reduction pilot programs from 5/1/16 – 4/30/17; 6/1/16 – 4/30/17 and 6/1/16 – 4/30/17, under the listed terms and conditions.

T. Lauro

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

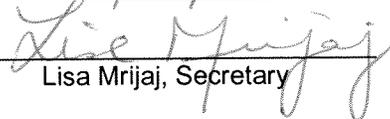
This meeting was recorded and an electronic copy of the minutes is on file with the Board of Acquisition and Contract.

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.



Lisa Mrijaj, Secretary

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

Dated 5/13/16


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.