

**MINUTES OF THE MEETING OF THE
COUNTY OF WESTCHESTER
BOARD OF ACQUISITION AND CONTRACT
HELD ON THURSDAY, OCTOBER 13, 2016 @ 11:00 A.M.**

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

Kevin Plunkett
Michael Kaplowitz
Lawrence Soule
Jim Robertson
AnnMarie Berg
Pat Haggerty
Katy Delgado
Carl Pagano
Allie Restiano
Greg Casciato
Gary Friedman
Lisa Mrijaj
Joan Cocciardi

Mr. Plunkett presided.

Mr. Plunkett 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 this conference room?"

Ms. Mrijaj confirmed that she had done so.

Mr. Plunkett said, "Madame Secretary we have talked about some of the meetings toward Thanksgiving and the holidays at the end of the year. What exactly are the dates for these?"

Ms. Mrijaj said, "Instead of the meeting on Thursday, November 24th Thanksgiving, we are going to have the meeting on Wednesday, November 23rd at 10:00 a.m."

Mr. Plunkett said, "So the meeting in November will not be on November 24th which is Thanksgiving. We are going to do it on November 23rd at 10:00 a.m. So that will work hopefully for all the members of the Board. I think we were going to keep the schedule as is for the Thursdays during Christmas and the holidays because Thursday's don't conflict with the holidays. Of course if anybody needs a change of time or date let us know and we will try and accommodate."

Acquisition & Contract. Minutes of the meeting 10/6/16 and the SEQR Review for agenda items.

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

L. Mrijaj

1. (52753) **Finance** - Renew an agreement with POMCO, Inc. for the provision of health plan administrative services and Preferred Provider Organization Network Services in connection with the County's Employee and Retiree Benefit Plans in order to extend the term of the agreement for two (2) years commencing 1/1/17 through 12/31/18 in an amount not to exceed \$8,950,000 which will increase the total contract amount from \$22,364,698 to \$31,314,698.

A. Berg

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

2. (52777) **County Attorney - 1)** Amend a grant agreement with the New York State Office of Indigent Legal Services for Counsel at First Appearance in the amount of \$621,230 to improve the quality of indigent legal services provided by the County from 6/1/13 – 5/31/16, by extending the termination date to 5/31/17; **2)** Amend an agreement with The Legal Aid Society of Westchester and the Westchester County Bar Association for the same purpose, by extending the termination date to 5/31/17.

R. Meehan

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

3. (52778) **County Attorney - Request authority to 1)** amend a grant agreement with the New York State Office of Indigent Legal Services for Distribution #3 in the amount of \$2,793,498 to improve the quality of indigent legal services provided by the County from 6/1/13 – 5/31/16, by extending the termination date to 5/31/17; **and 2)** amend an agreement with The Legal Aid Society of Westchester and the Westchester County Bar Association for the same purpose, by extending the termination date to 5/31/17.

R. Meehan

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

4. (52755) **Law/Risk Management** - Authority to purchase Helicopter Hull and Liability Insurance from the National Union Fire Insurance Company through the brokerage firm of Marsh USA, Inc. of New York, in the amount of \$58,405, from 11/4/16 – 11/4/17.

R. Meehan

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

5. (52742) **Planning** - Amend an agreement with Housing Action Council Inc. for the acquisition and rehabilitation or demolition and reconstruction of the residence located at 843 McKinley Street in the City of Peekskill, in order to change the expiration date from 11/3/15 to 12/31/17 and increase the dollar amount by \$50,000, to a new total amount of \$465,000.

E. Buroughs

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

6. (52789) **Planning** - Amend an agreement with Housing Action Council Inc. to provide funds for construction expenses to rehabilitate an existing house located at 2 Spruce Road in South Salem in the Town of Lewisboro to create one affordable ownership unit and one affordable accessory rental unit that will affirmatively further fair housing in order to increase the amount by \$18,500 from the Community Development Block Grant Program to a new not to exceed amount of \$586,825 and change the expiration date from 2/19/17 to 2/19/18.

E. Buroughs

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

7. (52841) **Planning** – Enter into 1) any and all agreements necessary to purchase a 0.44 +/- acre parcel of real property improved with a single-family house located at 3408 Deerhaunt Street, Town of Yorktown, from current owner(s) of record for an amount not to exceed \$395,000, plus an additional \$6,000 in expected settlement costs, for a total amount not to exceed \$401,000, and to grant and accept any and all property rights in connection therewith including, but not limited to, accepting an assignment from Housing Action Council, Inc. of a contract sale with the current owner(s) of record; and 2) enter into any and all agreements necessary to convey the Property to an eligible buyer, in order to create a five-bedroom affordable homeownership unit that will Affirmatively Further Fair Housing (“AFFH”) as set forth in 42 U.S.C. Section 5304(b)(2) and in accordance with the settlement of a lawsuit titled United States of America ex rel. Anti-Discrimination Center of Metro New York, Inc. v. Westchester County, New York, under the listed terms and conditions.

Boroughs/Rodriguez

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

8. (52842) **Planning** – Enter into 1) any and all agreements necessary to purchase two parcels with a combined total of 0.97 +/- acre parcel of real property located at 41 and 42 Old Bedford Road in the Town of Lewisboro, from current owner(s) of record for an amount not to exceed \$250,000, and to grant and accept any and all property rights in connection therewith including, but not limited to, entering into a contract of sale for the properties with the current owner of record; and 2) enter into any and all agreements necessary to convey the Properties to Allied Community Enterprises, Inc., its successor or assigns for One Dollar (\$1.00), and fund a portion of rehabilitation costs in an amount not to exceed \$860,000, for a total amount of \$1,110,000 in order for the Developer to substantially rehabilitate the Properties that will Affirmatively Further Fair Housing (“AFFH”) as set forth in 42 U.S.C. Section 5304(b)(2) and in accordance with the settlement of a lawsuit titled United States of America ex rel. Anti-Discrimination Center of Metro New York, Inc. v. Westchester County, New York, under the listed terms and conditions.

Boroughs/Rodriguez

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

9. (52845) **Planning** – Enter into 1) any and all agreements necessary to purchase a one-bedroom condominium located at 70 West Street, Unit A8, in the Town/Village of Harrison from the current owners of record, in an amount not to exceed \$197,000, plus an additional \$5,000 in expected settlement costs, for a total not to exceed amount of \$202,000 and to grant and accept any and all property rights in connection therewith including, but not limited to, entering into the assignment to the County of a Contract of Sale for the Property from Housing Action Council; and 2) enter into any and all agreements necessary to convey the Property to an eligible buyer, in order to create an affordable ownership unit that will Affirmatively Further Fair Housing (“AFFH”) as set forth in 42 U.S.C. Section 5304(b)(2) and in accordance with the settlement of a lawsuit titled United States of America ex rel. Anti-Discrimination Center of Metro New York, Inc. v. Westchester County, New York, under the listed terms and conditions.

Boroughs/Rodriguez

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

10. (52846) **Planning – Enter into 1) any and all agreements necessary to purchase a 0.30 +/- acre parcel of real property improved with a single-family house located at 30 Grove Road, Town of North Castle, from current owner(s) of record for an amount not to exceed \$330,000, plus an additional \$6,000 in expected settlement costs, for a total amount not to exceed \$336,000, and to grant and accept any and all property rights in connection therewith including, but not limited to, accepting an assignment from Housing Action Council, Inc. or a contract sale with the current owner(s) of record; and 2) enter into any and all agreements necessary to convey the Property to an eligible buyer, in order to create a three-bedroom affordable homeownership unit that will Affirmatively Further Fair Housing (“AFFH”) as set forth in 42 U.S.C. Section 5304(b)(2) and in accordance with the settlement of a lawsuit titled United States of America ex rel. Anti-Discrimination Center of Metro New York, Inc. v. Westchester County, New York, under the listed terms and conditions.**

Boroughs/Rodriguez

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

11. (52886) **Planning – Amend a 6/30/16 Resolution to purchase a 0.23 +/- acre parcel of real property developed with a single-family house located at 6 Myrtle Drive, Town of Somers, in order to increase the purchase price of the Property by \$14,000 from \$375,000 to \$389,000.**

Boroughs/Rodriguez

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

12. (52783) **Social Services - Exercise a second one-year option under an agreement with Daniel Gore d/b/a D Gore Consulting to provide consulting services for the operation, management, and coordination of the County’s Homeless Management Information System for an amount not to exceed \$252,000, from 8/1/14 – 7/31/16, in order to 1) extend to 8/1/14 – 7/31/17, 2) increase the amount by \$126,000, to a new amount not to exceed \$378,000, to pay for services to be rendered during the extended term; 3) reflect the fact that the County will have one (1) additional one (1) year option remaining under the Agreement.**

K. McGuire

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

13. (52790) **Social Services - Amend a 7/28/16 Resolution with the United States Department of Housing and Urban Development in order to accept a grant in the amount of \$2,425,766 to enter into agreements with the sub recipients of the grant, Westhab, Inc. in the amount of \$1,768,669 and Hope’s Door, Inc. in the amount of \$575,786 for the provision of a Rapid Rehousing Program, from 9/1/16 – 8/31/19, by reflecting that instead of entering into one (1) agreement with Westhab, the County will enter into two (2) agreements with Westhab: one in the amount of \$1,176,688 which will serve at least 12 homeless families and single adults; and the other in the amount of \$591,981 which will serve at least 8 youth/young adults aged 18-24 aged out of foster care.**

K. McGuire

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

14. (52751) **Senior Programs** - Enter into an agreement with State of New York to accept a grant under the Direct Care Worker Program in an amount not to exceed \$154,630 in state funds to provide salary and salary-related fringe benefit increases for direct care staff, direct support professionals, clinical staff, foster parents and adoptive parents from 4/1/15 – 3/31/16; and enter into agreements with the fifteen (15) entities in the attached Schedule "A" for the purpose of providing the Direct Care Worker Program from 4/1/15 – 3/31/16 for a total aggregate amount not to exceed \$131,696 in State funds, under the listed terms and conditions.

M. Carpenter

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

15. (52756) **Labs and Research** - Enter into a grant agreement with the United States Department of Justice in the amount of \$205,741 in Federal funds to participate in the Forensic Casework DNA Backlog Reduction Program from 1/1/17 – 12/31/18.

K. Ashar

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

16. (52779) **College** - Enter into an agreement with Hobsons, Inc. for the licensing of the Starfish Retention Solutions software, along with the purchase of ancillary services for a three-year period commencing on or about 9/30/16 for a total cost of \$174,900, under the listed terms and conditions.

B. Miles

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

17. (52780) **College** - Enter into an agreement with TVC Albany, Inc. d/b/a First Light Fiber for the provision of a second internet connection for Westchester Community College, for a five-year period commencing on or about 11/1/16 for a total cost of \$132,990, under the listed terms and conditions.

B. Miles

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

18. (52767) **Parks** - Enter into a three-year license agreement with Joseph Greco for the County-owned residence located at 45 Roosevelt Avenue, Rye, located in Playland Park, from 1/1/17 – 12/31/19, for a total fee of \$38,820.

K. O'Connor

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

19. (52768) **Parks** - Enter into a three-year license agreement with Daniel Potignano for the use of the County-owned residence located at the East Lake Boathouse, Playland Park, 1 Playland Parkway, Rye, from 1/1/17 – 12/31/19, for a total fee of \$19,092.

K. O'Connor

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

20. (52787) **DPW/Transportation** - Amend Short Form Contract No. DOTA 15048, with Leggette, Brashears & Graham, Inc. for environmental services in connection with NYSDEC Grandwater Analysis at the Westchester County Airport from 10/1/15 – 9/30/16 for a not to exceed amount of \$19,950, in order to address additional questions and concerns from NYSDEC on Airport groundwater, to increase the total amount by \$40,000 for a new total not to exceed amount of \$59,950, and to extend the contract end date to 9/30/18.

V. Kopicki

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

21. (52784) **DPW/Transportation** – Contract No. 12-548 for South County Trailway – Phase VII, Pathway Improvements, Route 119 to Warehouse Lane, Village of Elmsford and Town of Greenburgh, New York. Awarded to Low Bidder, R. Pugni & Sons, Inc., Katonah, in the amount of \$1,993,819. (8 bids)

V. Kopicki

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

22. (52788) **DPW/Transportation** – Contract No. 15-218 with Pyramid Network Services LLC, for New Radio Tower, Guard Hill, Town of Bedford, New York. Completed work and Final Contract Amount of \$225,000.

V. Kopicki

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

23. (52791) **DPW/Transportation** – Contract No. 16-503 to Rehabilitate Tower Road, Westchester County Airport, Towns of Harrison and North Castle and Village of Rye Brook, New York. Awarded to low Bidder, Laura Li Industries, LLC, Harrison, in the amount of \$544,197.50. (9 bids)

V. Kopicki

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

24. (52793) **DPW/Transportation** – Contract No. 13-523 for Road Repairs and New Perimeter Road Connection Loop, Norwood E. Jackson Correctional Center, Valhalla Campus, Valhalla, New York. Advertise for bids.

V. Kopicki

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

25. (52794) **DPW/Transportation** – Contract No. 15-558 for Fire Training Center Site Improvement, Valhalla Campus, Valhalla, New York. Advertise for bids.

V. Kopicki

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

26. (52871) **DPW/Transportation** – Contract No. 15-557 for Irrigation System Rehabilitation, Dunwoodie Golf Course, Yonkers, New York. Awarded to Low Bidder, National Lawn Sprinklers, Inc., White Plains, in the amount of \$2,062,950. Approval of F&M Plumbing Corp., Danbury, CT; and B.A.C. Electrical Construction Company Inc., White Plains, as subcontractors. (3 bids)

V. Kopicki

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

27. (52785) **DPW/Transportation** - Enter into a lease agreement with the Beczak Environmental Education Center, Inc. for use of the County-owned building located at 35 Alexander Street, Yonkers for environmental educational programs for the benefit of the public from 8/1/15 – 7/31/20, with Beczak's option to renew the lease from 8/1/20 – 7/31/25. (Lease Agreement No. 16-923)

Kopicki/Rodriguez

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

28. (52786) **DPW/Transportation** - Enter into a License Agreement with Algonquin Gas Transmission, LLC, for the use of a portion of certain parcels of land on Crompond Road in the Town of Yorktown, which includes Lot 11 on the tax assessment Map 25.20 of the Town of Yorktown, and as described and marked on Schedule "A", from 10/3/16 – 12/31/17, for a compensation fee of \$200,000.

Kopicki/Rodriguez

Mr. Plunkett moved the resolution, which was duly seconded and approved by Mr. Soule and Mr. Plunkett. Mr. Kaplowitz voted in the negative.

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 10/14/16


Lisa Mrijaj, Secretary