

110012

TO: Honorable Board of Acquisition and Contract

FROM: Hugh J. Greechan, Jr., PE
Commissioner of Public Works and Transportation

Evan Latainer
Director, Office for People with Disabilities

DATE: November 22, 2024

SUBJECT: Amending an agreement with ACT Now Limousine Services, Inc. to provide paratransit car services in Peekskill and vicinities, from June 1, 2022 through December 31, 2024, for a total aggregate amount not to exceed \$1,000,000.00, payable pursuant to an approved budget and subject to budget appropriations, with the County having the option to renew the agreement for an additional five year term, in order to exercise the renewal option from January 1, 2025 through December 31, 2029, and increase the not to exceed amount of the Agreement by an additional \$1,775,000.00 to a new amount not to exceed \$2,775,000.00 (Agreement No. DOTOP05-22, A2).

On April 28, 2022, your Honorable Board approved a Resolution authorizing the County of Westchester (the "County") acting by and through its Department of Public Works and Transportation (the "Department") to enter into an agreement (the "Agreement") with ACT Now Limousine Services, Inc. ("ACT Now") to provide paratransit car services in Peekskill, NY and vicinities for a term of two (2) years and seven (7) months, from June 1, 2022 through December 31, 2024 ("Initial Term"), for an amount not to exceed \$1,000,000.00, payable pursuant to specified trip rates and subject to budget appropriations. Under the Agreement, the County has an option to renew the term for an additional five (5) year term.

Thereafter, on June 30, 2022, your Honorable Board approved a Resolution authorizing the County, acting by and through the Department, to amend the agreement ("First Amendment") with ACT Now for the provision of paratransit car services in Peekskill and vicinities, for a term from June 1, 2022 through December 31, 2024, for a total aggregate amount not to exceed \$1,000,000.00, with the County having the option to renew the term of the Agreement for an additional five year term, in order to (i) temporarily increase the per-trip rate by \$5.00, for the period retroactive to June 1, 2022 through September 5, 2022, which period may be extended, or for any other periods during the term of the Agreement, at the County's sole discretion, which \$5.00 increase shall be in addition to the then applicable per trip rates; (ii) reimburse ACT Now in the amount of \$5.00 for each trip ticket collected; and (iii) authorize ACT Now to keep all cash fares collected from eligible riders or their companions. The First Amendment was subsequently executed.

Authority is now requested for the County to further amend the Agreement (“Second Amendment”) to in order to exercise the renewal option from January 1, 2025 through December 31, 2029, and increase the not to exceed amount of the Agreement by an additional \$1,775,000.00 to a new amount not to exceed \$2,775,000.00, payable as follows:

	<u>Trip Rate</u>
2025	\$34.00
2026	\$34.00
2027	\$35.00
2028	\$35.00
2029	\$36.00

All remaining terms and conditions of the Agreement will remain in effect.

The goal and objective of the proposed Agreement is to ensure that the County receives from a qualified, adequately-staffed vendor the paratransit services needed for ambulatory riders who are unable to ride regular Bee-Line bus service in the Peekskill area and vicinities. The proposed Agreement will be tracked and monitored by the staff of the Department and the Office for People with Disabilities.

We recommend adoption of the attached proposed Resolution.

HJG/EL/dlv
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/19/2024 - RAYMOND SCULKY, SECRETARY

RESOLUTION

Agreement No. DOTOP05-22, Second Amendment

Upon a communication from the Commissioner of Public Works and Transportation and the Director of the Office for People with Disabilities, be it hereby

RESOLVED, that the County of Westchester (the "County"), acting by and through its Department of Public Works and Transportation (the "Department"), is hereby authorized to amend an agreement with ACT Now Limousine Services, Inc. to provide paratransit car services in Peekskill and vicinities, from June 1, 2022 through December 31, 2024, for a total aggregate amount not to exceed \$1,000,000.00, payable pursuant to an approved budget and subject to budget appropriations, with the County having the option to renew the agreement for an additional five year term, in order to exercise the renewal option from January 1, 2025 through December 31, 2029, and increase the not to exceed amount of the Agreement by an additional \$1,775,000.00 to a new amount not to exceed \$2,775,000.00, payable as follows:

	<u>Trip Rate</u>
2025	\$34.00
2026	\$34.00
2027	\$35.00
2028	\$35.00
2029	\$36.00; and be it further

RESOLVED, that this Agreement is subject to County appropriations; and be it further

RESOLVED, that all remaining terms and conditions of the Agreement will remain in effect; and be it further

RESOLVED, that the County Executive or his duly authorized designee is authorized to execute any instruments and to take any actions reasonably necessary to implement this Resolution.

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/12/2024 - RAYMOND SCILIKY, SECRETARY

Original Agreement \$1,000,000.00
 First Amendment 0.00
 This Amendment \$1,775,000.00

 Total \$2,775,000.00

Agreement No. DOTOP05-22, A2

Account to be Charged/credited	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	101	44	2100	4925		\$327,000 (2025)
	101	44	2100	4925		\$337,000 (2026)
	101	44	2100	4925		\$356,000 (2027)
	101	44	2100	4925		\$367,000 (2028)
	101	44	2100	4925		\$388,000 (2029)

Budget Funding Year(s) 2025 - 2029 Start Date 1/1/2025 End Date 12/31/2029
 (must match resolution)

Funding Source Tax Dollars \$1,775,000.00
 State Aid _____
\$1,775,000.00 Federal Aid _____
 (must match resolution)
 Other _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/12/2024 - PETER BOND FULKY, SECRETARY