

**109919**

Date: October 31, 2024

To: Honorable Board of Acquisition and Contract

From: Hugh J. Greechan, Jr, P.E.  
Commissioner of Public Works & Transportation

Re: Authority for the County of Westchester to enter into a Permit Agreement with the State of New York, acting by and through its Office of General Services, pursuant to which New York State will allow the County to perform all work required in connection with a contract for the rehabilitation of the Glen Island Approach Bridge, over state-owned lands under the waters of New Rochelle Harbor (Agreement No. 24-936).

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Authority is requested for the County of Westchester (the "County"), acting by and through its Department of Public Works & Transportation (the "Department"), to enter into a Permit Agreement (the "Permit") with the State of New York, acting by and through its Office of General Services ("NYSOGS"), pursuant to which NYSOGS will allow the County to perform all work required in connection with a contract for the rehabilitation of the Glen Island Approach Bridge (DPW Contract No. 20-517), over state-owned lands under the waters of New Rochelle Harbor. The term of the Permit will commence upon execution thereof by both parties and approval of same by the Office of the Westchester County Attorney, and will expire on December 31, 2027.

There will be no monetary consideration paid by the County to NYSOGS in exchange for granting the Permit. However, the County will agree to save NYSOGS harmless from all claims for damages arising out of the use of the property and, at its own expense, and at the request of the NYSOGS, defend all lawsuits brought on account thereof.

The Permit will serve a public purpose by enabling the County to construct a temporary movable bridge which will provide ingress and egress to Glen Island Park during the rehabilitation of the Glen Island Approach Bridge.

The Agreement is exempt from the operation of the Westchester County Procurement Policy pursuant to Section 3 (b) thereof.

I most respectfully recommend approval of the attached proposed Resolution.

HJG/SG/jpg/nn  
Attachment

## RESOLUTION

Upon a communication from the Commissioner of Public Works & Transportation, be it hereby

**RESOLVED**, that the County of Westchester (the “County”), acting by and through its Department of Public Works & Transportation, is hereby authorized to enter into a Permit Agreement (the “Permit”) with the State of New York, acting by and through its Office of General Services (“NYSOGS”), pursuant to which NYSOGS will allow the County to perform all work required in connection with a contract for the rehabilitation of the Glen Island Approach Bridge (DPW Contract No. 20-517), over state-owned lands under the waters of New Rochelle Harbor; and be it further

**RESOLVED**, that the term of the Permit shall commence upon execution of the Permit by both parties and approval of same by the Office of the Westchester County Attorney, and will expire on December 31, 2027; and be it further

**RESOLVED**, that there will be no monetary consideration paid by the County to NYSOGS in exchange for granting the Permit. However, the County will agree to save NYSOGS harmless from all claims for damages arising out of the use of the property and, at its own expense, and at the request of the NYSOGS, defend all lawsuits brought on account thereof; and be it further

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

Agreement # 24-936

Account to be  
Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
					N/A

Budget Funding Year(s) N/A Start Date Upon Execution End Date December 31, 2027  
(must match resolution)

Funding Source Tax Dollars N/A  
State Aid \_\_\_\_\_  
\$ N/A Federal Aid \_\_\_\_\_  
(must match resolution) Other \_\_\_\_\_