



County of Westchester

Board of Acquisition and Contract

Meeting Minutes

Wednesday, July 3, 2024

11:00 AM

County Executive Conference Room
Michaelian Office Building

Roll Call

Attendees:

Deputy Commissioner of Finance	Mario Arena
Associate Chief Deputy County Attorney	Tami Altschiller
Board of Legislators	Greg Casciato
Board of Legislators	Lisa Hochman
Board of Legislators	Santiago Caceres
Secretary BAC	Raymond Sculky
Assistant Secretary BAC	Joan Cocciardi

Mr. Jenkins presided.

Mr. Jenkins said, "The Board of Acquisition and Contract permits in-person access to the meeting and virtually through Webex.

For the record, has the Secretary gone to the reception area to invite any members of the public who wish to attend today's meeting in person to come to this conference room?"

Mr. Sculky said, "Yes"

Mr. Jenkins said, "I just want to note that Budget Director Larry Soule will be participating remotely from Bittersweet Terrace, Wilton, CT 06897."

Mr. Gashi said, "Happy 4th of July."

Mr. Soule said, "Happy 4th of July."

Mr. Jenkins said, "Yes, everyone have a safe 4th of July. Enjoy!"

Acquisition & Contract.

Minutes of the meeting 6/27/24 and the SEQR Review for agenda items.

R. Sculky

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

1. [109508](#) **County Executive** - Amend a 5/2/24 Resolution which pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, determined that application of the procedural requirements contained therein, including the necessity of soliciting proposals, is neither cost effective nor expedient, and accordingly, not in the best interests of the County of Westchester in connection with the procurement of an agreement with CDD Strategies, LLC, ("CDD"), pursuant to which CDD will work as an adviser to the County in negotiating with prospective educational entities, for the period from 3/30/24 - 6/30/24, for an amount not to exceed \$30,000, is hereby amended to change the termination date of the agreement to 8/31/24.

G. Latimer

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

2. [109511](#) **County Executive** - Enter into an agreement with the Westchester County Bar Association for the preparation and certification of the New York County Law Article 18-B panel of attorneys for assignment to represent certain indigent persons in accordance with Chapter 186 of the Laws of Westchester County, commencing retroactively on 1/1/23 - 12/31/26, in an amount not to exceed \$40,000, per year for an aggregate amount not to exceed \$160,000, payable in an amount not to exceed \$80,000 within thirty days after full execution of the agreement and an amount not to exceed \$40,000 on or before 7/1/25 and an amount not to exceed \$40,000 on or before 7/1/26.

G. Latimer

S. Pulver

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

3. [109474](#) **Board of Legislators** - Enter into an agreement with Trinity United Methodist Church, for which the Church shall provide a food pantry, hot meals, essential goods and educational resources about health and wellness to residents in need, for a term commencing retroactively on 1/1/24 - 12/31/24, for an amount not-to-exceed \$40,000, payable in two equal installments.

V. Gashi

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

4. [109510](#) **County Executive/Office of Tourism** - Retroactively enter into a Film Permit with Eye on the Ball Enterprises, Inc., to authorize filming of a television program entitled "Recess" at the Westchester County Airport on 5/29/24, with an estimated fee of \$51,775.

N. Caputo

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

5. [109521](#) **Human Resources** - Enter into an agreement with the Institute for Forensic Psychology, P.C. ("IFP"), pursuant to which IFP will provide psychological evaluation services for each public safety officer candidate who wishes to appeal a disqualification notice for not meeting the psychological requirements for the position due to not passing an initial psychological evaluation, for the period from 7/1/24 - 6/30/26, for no monetary compensation from the County.

L. Denig

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

6. [109361](#) **County Attorney** - Amend an agreement with McCarthy Fingar LLP, pursuant to which it retained McCarthy Fingar, at County expense, to serve in an "of counsel" capacity to the County Attorney, as needed, in connection with a matter concerning a will and an indenture, which specifically affect the County park known as Merestead, by increasing the authorized not-to-exceed amount by \$26,000, from a total amount not-to-exceed \$350,000, to a new total amount not-to-exceed \$376,000.

J. Nonna

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

7. [109481](#) **County Attorney** - To purchase, **a.)** an insurance policy from Starr Surplus Lines Insurance Company for cyber liability coverage, and **b.)** an excess insurance policy for cyber liability coverage from Crum & Forster Specialty Insurance Company, each of which will be purchased through the brokerage firm of Marsh USA, Inc., and have a policy period from 7/11/24 - 7/11/25, for a total amount of \$376,000 for both policies, plus an amount not-to-exceed \$24,000 for all associated taxes, fees, and other costs.

J. Nonna

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

8. [109499](#) **County Attorney** - Amend a “short form” agreement with the TASA Group, Inc. (“TASA”), pursuant to which TASA agreed to refer Timothy G. Joganich, M.S., C.H.F.P., a biomechanics injury analyst, to the County to serve as an expert witness in connection with the lawsuit entitled Mizra v. County of Westchester, et. al, for a term commencing on 2/2/23 - 2/1/24, in an amount not-to-exceed \$35,000, payable at approved hourly rate, in order to retroactively extend the term of the agreement from 2/2/24 - 2/1/25.

J. Nonna

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

9. [109520](#) **County Attorney** - Amend an agreement with the law firm of Ballard Spahr, LLP, pursuant to which the Firm agreed to provide legal services and representation to the County and its co-defendants Westchester Community College, John Flynn and Patrick Hennessey, in an “of counsel” capacity to the County Attorney, as needed, in connection with the civil case of *Fields v. County of Westchester, et al*, Index No. 50797/2016, for a term commencing on 10/20/23 and continuing until the conclusion of the Case, for an amount not-to-exceed \$100,000, payable at the following hourly rates: \$550 for partner Joe Slaughter and \$350 for associate attorneys, by increasing the not-to-exceed amount authorized thereunder by an additional \$100,000, from an amount not-to-exceed \$100,000, to a new amount not-to-exceed \$200,000.

J. Nonna

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

10. [109495](#) **Planning** - Enter into an agreement with Alicia Love (the "Property Owner") and Casa Construction NY (the "Contractor"), pursuant to which the Contractor will make repairs to and for the benefit of the low and moderate-income residents of three units at the property located at 88 Main Street, in the Village of Tarrytown, for a term commencing on 7/1/24 - 6/30/25, for a total not to exceed amount of \$70,000 in Landlord Tenant Assistance Program funding.

B. Lopez

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

11. [109496](#) **Planning** - Enter into an agreement with the Village/Town of Mount Kisco, for which the Village/Town will install 1020 linear feet of 8 inch diameter class 54 ductile iron watermain pipe on Maple Avenue, for a term commencing on 7/1/24 - 6/30/25, for an amount not to exceed \$200,000 in Community Development Block Grant Program funding.

B. Lopez

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

12. [109497](#) **Planning** - Enter into an agreement with the Town of North Salem, pursuant to which the Town will purchase a new sixteen passenger van with a wheelchair lift to transport low and moderate income senior residents with mobility impairments, for a period beginning 6/1/24 - 5/31/25, for a total amount not to exceed \$101,617.65, in Community Development Block Grant Program funding.

B. Lopez

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

13. [109498](#) **Planning** - Amend an agreement with the Peekskill Housing Authority, pursuant to which the PHA agreed to rehabilitate 32 bathroom units at dwellings in the Dunbar Heights Apartments located at 696 Highland Avenue in the City of Peekskill, for a term commencing on 3/1/23 - 8/31/24, for an amount not to exceed \$200,000 in Community Development Block Grant funding, by **(i)** increasing the number of units to be rehabilitated from 32 to 64 bathrooms; and **(ii)** increasing the dollar amount payable by the County to PHA from \$200,000 **to** \$400,000, an increase of \$200,000, to compensate the PHA for performing the additional rehabilitation work.

B. Lopez

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

14. [109450](#) **Social Services** - Amend an agreement with Caring for the Homeless Of Peekskill Inc. ("CHOP"; DSS3044-D-22), pursuant to which CHOP agreed to provide an emergency housing assistance program for victims of domestic violence to include the provision and operation of six (6) two-bedroom emergency housing units as well as related housing services, for an amount not-to-exceed \$927,542, for the period from 12/1/20 - 7/31/24, with the County having the sole option to extend the term of the agreement for up to one (1) additional one (1) year periods thereafter on the same terms and conditions as the initial term, except for the different not-to-exceed amount specified for the remaining additional period: Fourth Option Term (8/1/24 - 7/31/25): \$259,447 and amend the agreement by, **1.)** extending its term by one (1) year, to a new termination date of 7/31/25; **2.)** increasing its not-to-exceed amount by \$259,447, to a new total not-to-exceed amount of \$1,186,989, to pay for services rendered during the fourth Option Term; and **3.)** reflecting the fact that the County will have no remaining one (1) year options.

L. Townes

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

15. [109462](#) **Health** - Enter into an agreement with the Westchester County Health Care Corporation for which the Corporation shall provide post exposure evaluation and follow-up medical services to employees of both WCDH and WCDLR for potential exposure to blood-borne pathogens, for a term commencing on 6/1/24 - 5/31/29, and that in consideration for services to be rendered, the County shall pay the Corporation on a per patient basis at no more than the then current worker's compensation rates, not to exceed the total aggregate sum of \$22,500, for the five-year term of the agreement.

S. Amler

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

16. [109501](#) **College / County Executive/Real Estate** - Amend the lease agreement with Brooks Shopping Centers, LLC, for space located at the Cross County Shopping Center ("CCSC"), Yonkers, in order to authorize an increase of the total amount payable under the Lease by an amount not to exceed \$500,000 for work required by WCC to be able to operate as a 21st century facility. The work that WCC requested the Landlord to undertake includes, but is not limited to additional security, signage, and engineering services.

B. Miles
C. Steers

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

17. [109502](#) **College** - Amend an agreement with AnswerNet Education Services, Inc., for the provision of telemarketing services for the College, for a term commencing on 9/1/22 - 5/31/24, for an amount not to exceed \$100,000, in order to extend the term of the agreement through 8/31/24, at no additional cost to the College.

B. Miles

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

18. [109482](#) **Public Safety** - Enter into an agreement with the New York State Department of Criminal Justice Services to accept a grant in the amount of \$751,900 under its FY24 Law Enforcement Technology Grant ("LETECH"), to be used by the County to purchase various technology related equipment including Surveillance Cameras, License Plate Readers, Acoustic Gunshot Detections Systems, Unmanned Aerial Vehicles (UAV's, also known as drones), 3-D Crime Scene Laser Scanner, Scanners/Readers/Radios, Software applications - Development and Deployment, Patrol Vehicle Equipment (PC/Tablet, Scanners, Printers, Etc.), Body Worn Equipment, Lighting Systems, Vehicle Mounted GPS tracker (StarChase), and Oral Fluid Mobile Analyzer Systems and Accessories for Impaired Driving (Sotaxa), for a term commencing retroactively on 4/1/24 - 3/31/25, and DCJS shall directly reimburse the County on a block grant basis for such aforementioned purchases in an amount not-to-exceed \$751,900, with the County retaining supporting documentation for review by DCJS if requested.

T. Raynor

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

19. [109467](#) **DPW/Transportation** - Contract No. 24-202 for Emergency Generator Service, Various Locations, Westchester County, New York. Award to the Sole Bidder, Gentech Ltd., New Windsor, NY, in the amount of \$929,415. (1 bid)

H. Greechan

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

20. [109468](#) **DPW/Transportation / County Executive/Office for the Disabled -** Amend Agreement No. DOTOP03-22 with White Plains Bus Company Inc. d/b/a Suburban Paratransit Service, Inc., for the provision of paratransit services with technology enhancements, for a five year period from 1/1/22 - 12/31/26, in an amount not to exceed \$70,155,000, with the County having the sole option to extend the term of the agreement for one additional five year period, in order to increase the not to exceed amount by \$2,907,500, for a new amount not to exceed \$73,062,500, in order to accommodate an increase in the per trip rates for calendar years 2025 and 2026.

H. Greechan
E. Latainer

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

21. [109470](#) **DPW/Transportation -** Contract No. 12-503 with Vinco Builders LLC, Mahopac, NY, for Main House Restoration, Muscoot Farm, Somers, New York. Acceptance of completed work and approval of Final Contract Amount of \$2,184,390.

H. Greechan

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

22. [109507](#) **DPW/Transportation -** Contract No. 18-526 with Gianfia Corp. for Twin Sludge Force Main Rehabilitation, Mamaroneck and New Rochelle, New York. Approval of Arold Construction Company, Inc. (WBE), Kingston, NY, as subcontractor.

H. Greechan

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

23. [109513](#) **DPW/Transportation -** Contract No. 24-206 for Installation of Exterior Panel Walls, Cold Storage Building, Richard A. Flynn, Sr. Fire Training Center, 4 Dana Road, Valhalla, New York. Advertise for bids.

H. Greechan

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

24. [109514](#) **DPW/Transportation -** Contract No. 24-518 for New Mental Health Clinic, 112 East Post Road, White Plains, New York. Advertise for bids.

H. Greechan

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

25. [109519](#) **DPW/Transportation** - Contract No. 15-537 with ELQ Industries, Inc., for Bronx River Reservation Pathway Renovation, From the Oak Street Loop to Midland Avenue, Cities of Yonkers and Mount Vernon and Village of Bronxville, New York. Approval of the four (4) listed subcontractors.

H. Greechan

Mr. Jenkins moved the Resolution, which was duly seconded and unanimously approved.

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.

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

Signed: *Raymond Sculky*, Secretary

Dated:07/03/2024