

# County of Westchester

## Board of Acquisition and Contract

### Meeting Minutes

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Thursday, May 19, 2022

11:00 AM

County Executive Conference Room  
Michaelian Office Building

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#### Roll Call

**Present:** Mr. Kenneth W. Jenkins, Ms. Catherine Borgia, and Mr.  
Lawrence C. Soule

#### Attendees:

Acting Commissioner of Finance	Cesar Vargas
Associate Chief Deputy County Attorney	Tami Altschiller
Board of Legislators	Greg Casciato
Secretary BAC	Raymond Sculky
Assistant Secretary BAC	Joan Cocciardi

**Mr. Jenkins presided.**

**Mr. Jenkins said, “The County Board of Acquisition and Contract is meeting pursuant to Chapter 56 of the New York State Laws of 2022, which authorize any public body “to meet and take such action authorized by law without permitting in public-in-person access to meetings and authorize such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed.”**

#### **Acquisition & Contract.**

Minutes of the meeting 5/12/22 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. [92816](#) **Board of Legislators** - Enter into an agreement with Community Based Services, Inc., to provide in-person and online training to staff members who provide individualized care to people with autism and developmental disabilities in residential and community-based settings for an amount not to exceed \$50,000, from 1/1/22 - 12/31/22, payable half upon contract execution, and half on or about 9/1/22.

C. Borgia

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

2. [92818](#) **County Executive / Board of Legislators** - Enter into an agreement with Lincoln Depot Foundation, Inc., to provide historical presentations, school class tours for school youth, special exhibits and other cultural and educational community programming, including historical dramatists of President Lincoln and other notable historic figures designed to preserve the memory and ideals of President Abraham Lincoln, commencing 1/1/22 - 12/31/22, for an amount not to exceed \$36,018.

G. Latimer  
C. Borgia

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

3. [92819](#) **Board of Legislators** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with Youth Service Opportunities Project, Inc.

C. Borgia

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

4. [92821](#) **Board of Legislators** - Enter into an agreement with Youth Service Opportunities Project, Inc. to provide an intergenerational program that creates meaningful, group conversations between young people and seniors living in their homes and residents of senior living communities, from 1/1/22 - 12/31/22, in an amount not to exceed \$59,679, one-half payable upon execution the other half payable on or about 9/1/22.

C. Borgia

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

5. [93155](#) **Information Technology** - Amend License Agreement No. IT-1575 with Crown Communication New York, Inc., whereby Crown granted the County a license to place wireless communication service equipment on a tower and in a shelter located on State-owned property adjacent to the Hutchinson River Parkway in the City of New Rochelle for public safety use in order to permit the County to **1)** abandon in place the fire suppression system and uninterruptible power supply system in the State shelter, and **2)** agree to vacate the State shelter with the exception of fire suppression system and uninterruptible power supply system within thirty (30) days of execution of the amendment.

M. Beirne

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

6. [92619](#) **County Attorney** - **1)** Enter into an agreement with the New York State Office of Indigent Legal Services for the receipt of \$2,793,498 for Distribution #12, to improve the quality of mandated indigent legal services, from 1/1/22 - 12/31/24, and **2)** enter into an agreement with The Legal Aid Society of Westchester County to implement the work plan for Distribution #12, in an amount not to exceed \$2,793,498, to improve the quality of mandated indigent legal services, from 1/1/22 - 12/31/24.

J. Nonna

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

7. [92646](#) **County Attorney** - Amend an agreement with the law firm of Bank, Sheer, Seymour & Hashmall, to which Bank Sheer agreed to provide legal services and representation to the County, in an "of counsel" capacity to the County Attorney, as needed, in connection with civil litigation in which the County is or may become involved pursuant to the County's liability and casualty self-insurance program from 1/1/18 - 12/31/21, by extending the term for the period from 1/1/22 - 12/31/23, and that for the years 2022 - 2023, the total aggregate amount to be expended under the renewal term of the foregoing agreement shall not exceed \$200,000.

J. Nonna

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

8. [92893](#) **Planning** - Enter into an Inter-municipal Developer Agreement with the City of Yonkers and La Mora, LLC, its successors or assigns, to fund the construction of certain infrastructure improvements, including but not limited to, on-site and street paving, curbing, sidewalks, storm water detention, drainage systems, sanitary sewer system, water lines, lighting, signage, landscaping, construction management, County administrative costs and other related work in support of the affordable housing development to be constructed at 23 Mulberry Street in the City of Yonkers in an amount not to exceed \$3,500,000 from Capital Project BPL1A-Housing Implementation Fund II and to grant and accept all necessary property rights in connection therewith.

N. Drummond

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

9. [93208](#) **Planning** - Enter into agreements with the property owner Chabad Lubavitch of Rivertowns and Altavista Lead Improvement Inc., in the total amount of \$103,199.25 of which a grant in the amount of \$73,199.25 will be provided by the Lead Safe Westchester program and \$30,000 provided by the Community Development Block Grant Property Improvement Program, pursuant to approved budgets for the lead abatement project at the property located at 256 Broadway, in the Village of Dobbs Ferry, with both agreements for a term of 6/1/22 - 5/31/23.

N. Drummond

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

10. [93158](#) **Emergency Services** - Enter into an agreement with HB Communications, Inc., and One Diversified, LLC ("OD"), pursuant to which: **1)** HB will assign to OD, effective 2/20/22, all of HB's right, title, privilege, interest, obligation, and duty of performance in, to, and under HB's agreement with the County, for which HB was to provide the County with maintenance, service, and repair for the audio/visual system at the County's Emergency Operations Center and the County's Alternate Emergency Operations Center, for an amount not-to-exceed \$98,334, payable in an amount of \$32,778 per year, for a period commencing upon execution and continuing for three (3) years thereafter, with the County having the sole option to extend the term of the agreement for up to two (2) additional one (1) year periods thereafter on the same terms and conditions as the Initial Term, except that the cost for the first option term would be \$33,434 and the cost for the second option term would be 34,437, **2)** HB will waive, as of the Effective Date, any and all claims, causes of action, and rights against the County that it now has, or may have in the future, in connection with the agreement; and **3)** OD will accept the Assignment from HB and, accordingly, agree to perform under the agreement, as of the Effective Date, and through the remainder of its term, as the term may be extended in accordance with the Option Terms, as if OD were an original party to the agreement, with all terms and conditions of the agreement remaining in full force and effect; and **4)** the County will consent to the Assignment.

R. Wishnie

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

11. [92649](#) **Social Services** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with Nexgen, Inc.

L. Townes

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

12. [92650](#) **Social Services** - Enter into an agreement with Nexgen, Inc., to provide content management, application and database maintenance, user support/training and project management for the Department of Social Services digital Child Welfare Manual, from 1/1/22 - 12/31/22 in an amount not to exceed \$115,751.

L. Townes

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

13. [92674](#) **Social Services** - Enter into an agreement with The Mental Health Association of Westchester County, Inc., to provide therapy services under the “Functional Family Therapy - Child Welfare” program in order to assist families and children with multiple risk factors, where there has been physical abuse and/or neglect of a child aged 0-17, from 1/1/22 - 12/31/22, for an amount not to exceed \$650,000.

L. Townes

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

14. [92758](#) **Social Services** - Renew the agreement with the Westchester Institute for Human Development for the provision of pediatric medical services to children placed in DSS foster care by amending the agreement, in order to extend the contract term from 4/1/22 - 3/31/23 and increase the not-to-exceed amount by an additional \$315,820, to compensate WIHD for services rendered during the renewal term.

L. Townes

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

15. [92798](#) **Social Services** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with Child Care Council of Westchester, Inc.

L. Townes

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

16. [92799](#) **Social Services** - Enter into an agreement with the Child Care Council of Westchester, Inc., to provide the services of a Subsidy Support Specialist who will help to identify and assist eligible families with successful navigation through the Child Care Subsidy System, from 1/1/22 - 12/31/22, in an amount not to exceed \$79,354.

L. Townes

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

17. [93036](#) **Social Services** - Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, to exempt from procurement an agreement with the Child Care Council of Westchester, Inc., to provide registration activities for school-age child care providers and registered family day care providers and to conduct mandated investigations, oversee fingerprinting of care providers and their employees, and the processing of complaints registered against child care providers, from 1/1/22 - 12/31/22.

L. Townes

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

18. [93037](#) **Social Services -1)** Enter into a Memorandum of Understanding with the New York State Office of Children and Family Services to receive a grant in the amount of \$889,450 which the County would utilize to provide registration activities for school-age child care providers and registered family day care providers and conduct mandatory investigations, oversee fingerprinting of care providers and their employees, and process complaints registered against child care providers (the "Services"), from 1/1/22 - 12/31/22, and **2)** enter into a separate agreement with the Child Care Council of Westchester, Inc. to provide the Services, from 1/1/22 - 12/31/22, in an amount not to exceed \$844,977.

L. Townes

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

19. [93136](#) **Social Services - 1)** Retroactively amend a 8/9/19 resolution, which authorized the County of Westchester, acting by and through its Department of Social Services, Office of Workforce Development, on behalf of the Westchester Putnam Local Workforce Development Board (“WDB”), to enter into a subgrant agreement with STRIVE® International, Inc. (“STRIVE®”) in the amount of \$730,000 for which the County would provide various reentry and workforce development services to youth who are involved with the juvenile justice system and who reside in high poverty and high crime neighborhoods in County under the STRIVE® Future Leaders Young Adult Initiative Reentry Project, from 10/1/18 - 9/20/21, is hereby amended to reflect: **a)** an extension of the term of the Subaward agreement from 10/1/21 - 6/30/22; and **b)** an increase the not-to-exceed amount by an additional \$145,873, for a new amount not-to-exceed of \$875,873; and **2)** retroactively amend an agreement with Westhab, Inc., for which Westhab, Inc., agreed to administer the Program, from 1/1/19 - 8/30/21, for a total aggregate amount not to exceed \$635,100, in order to: **a)** extend the term of the agreement from 9/1/21 - 6/30/22; and **b)** increase the not-to-exceed amount by an additional \$126,800, from an amount not-to-exceed \$635,100, to a new total amount not-to-exceed \$761,900.

L. Townes

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

20. [93176](#) **DPW/Transportation / County Executive/Ctywide Admin Svc / Social Services** - Enter into an agreement with the State of New York, acting by and through its Department of Labor (“NYSDOL”), for which NYSDOL will grant to the County a license for the use and occupancy of approximately 158 square feet of space at the NYSDOL Offices located at 28 Wells Avenue, Yonkers, New York, from 4/1/22 - 3/31/23, for an annual cost not to exceed \$3,572.16, under the listed terms and conditions.

H. Greechan  
C. Steers  
L. Townes

**This resolution was withdrawn by department.**

21. [93177](#) **Social Services** - Enter into an agreement with Family Service Society of Yonkers, Inc., in the amount not to exceed \$504,968, from 6/1/22 - 5/31/23, to provide housing and supportive services for physically disabled homeless adults under the United States Department of Housing and Urban Development’s (“HUD”) Homestead Program.

L. Townes

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



22. [93044](#) **Senior Programs and Services** - Enter into agreements with the Westchester Jewish Community Services, Inc., and the Young Women's Christian Association of Yonkers, to administer nutrition and nutrition-related programs for the elderly pursuant to Titles IIIC-1, IIIC-2, and NSIP of the Older Americans Act for a total aggregate amount not-to-exceed \$36,800 in the individual amounts set forth in the listed Schedule "A", for the program period commencing retroactive to 1/1/22 - 12/31/22, noting that the period for NSIP shall commence retroactive to 10/1/21 - 9/30/22. The Contractors are required to contribute an aggregate amount not to exceed \$10,415 to the III-C Programs in the individual amounts also listed in Schedule "A".

M. Carpenter

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

23. [93108](#) **Senior Programs and Services** - **1)** Enter into a grant agreement with the New York State Office for the Aging to accept a grant in an amount not-to-exceed \$406,157 under the Consolidated Appropriations Act, HDC5, federal funds for services to be provided in accordance with Title III-C-2 of the Older Americans Act, for a term commencing retroactive to 12/27/20 - 9/30/22; and **2)** enter into agreements with Westchester Jewish Community Services, Inc., and The Young Women's Christian Association of Yonkers to provide nutrition and nutrition-related services in accordance with Title III-C-2 of the Older Americans Act, for an aggregate amount not to exceed \$8,122 in the individual not-to-exceed amounts of \$4,061, in Consolidated Appropriations Act, HDC5 federal funds, payable pursuant to an approved budget, commencing retroactive to 12/27/20 - 9/30/22.

M. Carpenter

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

24. [93160](#) **Community Mental Health** - Enter into an agreement, pursuant to Articles 25 and 41 of the New York State Mental Hygiene Law, with the Westchester County Health Care Corporation ("WCHCC"), for which WCHCC will provide community mental health services, including clinic treatment and court-ordered assertive community treatment services to adults with serious mental illness, from 1/1/22 - 12/31/26, for a total amount not-to-exceed \$1,142,997.

M. Orth

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

25. [93227](#) **Health** - Amend a 4/22/22 agreement with Mount Sinai Hospital, for COVID-19 screening testing services for students, teachers and staff in public and private schools in grades kindergarten through grades 12 for a not to exceed amount of \$13,430,697, when combined with the agreements with Mirimus, Inc. and Quadrant Biosciences, Inc., for a renewal term to commence on 1/1/22 - 7/31/22, in order to change the commencement date of the second amendment from upon execution (4/22/22) to 4/7/22.

S. Amler

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

26. [92803](#) **College** - Amend a 3/24/22 approved resolution, to award Contract No. WCC-22-671 for uniformed security services for Westchester Community College to the low bidder, Universal Protection Service, LLC dba Allied Universal Security Services, from 9/1/22 - 8/31/23, for a total fee not to exceed \$2,835,227.76, is hereby amended to reflect the fact that the County shall have the option to extend the agreement for up to four (4) additional one-year periods.

B. Miles

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

27. [92815](#) **College** - Contract No. WCC-18-901 with Worth Construction Co., Inc., for Student Center/Bookstore Connection, Westchester Community College, Westchester County, New York. Acceptance of completed work and approval of Final Contract Amount of \$3,911,871.94.

B. Miles

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

28. [92820](#) **College** -Contract No. WCC-19-912 with J&M Heating and Air Conditioning, Inc., for Library Building Chiller Replacement, Westchester Community College, Westchester County, New York. Acceptance of completed work and approval of Final Contract Amount of \$1,045,000.

B. Miles

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

29. [92987](#) **College** - Enter into an agreement with the Yonkers School District acting by and through its Board of Education to utilize portions of the Saunders High School on June 7 and June 9, 2022 for the WEOC's graduation ceremonies, for a cost not to exceed \$2,500.

B. Miles

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

30. [93138](#) **District Attorney** - Enter into a grant agreement with the New York State Division of Criminal Justice Services to accept a grant in an amount not to exceed \$500,175 in State Funds, for the District Attorney's Office to operate the Aid to Prosecution Program, from 4/1/22 - 3/31/23.

M. Rocah

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

31. [92701](#) **DPW/Transportation** - Contract No. 20-534 with ELQ Industries, Inc., for Kemeys Cove Force Main Rehabilitation, Phase I - Interim Repair, Ossining Sanitary Sewer District, Village of Ossining, New York. Acceptance of completed work and approval of Final Contract Amount of \$346,191.79.

H. Greechan

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

32. [93074](#) **DPW/Transportation** - Amend Agreement No. 13-919 with GHD Consulting Services Inc., be amended to provide for additional engineering services in connection with the Woodlands Lake Dam Rehabilitation, V. E. Macy Park, Irvington, New York. The Consultant shall provide additional design services during construction associated with this project, and that for additional services rendered proposal, GHD Consulting Services Inc., shall be paid a fee of \$32,000, increasing the total maximum fee to \$410,700.

H. Greechan

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

33. [93165](#) **DPW/Transportation** - Contract No. 22-204 for Maintenance and Service of Integrated Security System, Norwood E. Jackson Correctional Center, Valhalla Campus, Valhalla, New York. Advertise for bids.

H. Greechan

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

34. [93166](#) **DPW/Transportation** - Contract No. 22-205 for Roofing Repairs and Services at DPW Maintained Facilities, Westchester County, New York. Advertise for bids.

H. Greechan

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

35. [93363](#) **DPW/Transportation / County Executive/Office for the Disabled** - Amend Agreement No. DOTOP04-20 with ACT Now Limousine Services, Inc., to provide paratransit car services for a term from 1/1/20 - 12/31/24, for an amount not to exceed \$14,733,310, with the County having an option to renew the term for five additional years, in order to increase the per-trip rate, retroactive to 1/1/22, due to substantial unanticipated increases in ACT Now's operating expenses, and increase the amount by an additional \$450,000 to a new total amount not to exceed \$15,183,310.

H. Greechan

E. Latainer

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

36. [92795](#) **DEF** - Renew and amend Contract No. EF-2005, with Permadrur Industries Inc. d/b/a Sissco, to provide Inspection and Repair of Cranes & Hoists at Various Locations, Department of Environmental Facilities, Westchester County, New York, and thereby, **a)** increase the amount of the agreement by \$146,570 from an amount of \$146,570, to a new amount of \$293,140, and **b)** extend the termination date of the agreement from, 6/30/22 to 6/30/24.

V. Kopicki

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

37. [93407](#) **County Executive** - Enter into a Facilities Use Agreement with Pace University School of Law, for use of meeting space at its law school in White Plains to host the HPN Master Plan Public Hearing on Tuesday, May 24, 2022, between the hours of 3:00 pm and 8:30 pm, at no charge to the County, but the County shall provide defense and indemnification.

K. Jenkins

**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: 05/19/2022