

**11974**

DATE: June 3, 2010

TO: Board of Acquisition and Contract

FROM: Edward Burroughs  
Acting Commissioner

SUBJECT: Resolution Authorizing the Agreement Between the County of Westchester and the Village of Mamaroneck for an Old White Plains Road & Mamaroneck Avenue Sidewalk Improvement Project in the Village of Mamaroneck.

The attached resolution authorizes the County of Westchester to enter into an agreement with the Village of Mamaroneck to provide a grant from the Community Development Block Grant Program (CDBG). The grant will be used for the Old White Plains Road & Mamaroneck Avenue Sidewalk Improvement Project in the Village of Mamaroneck. The term of the agreement is from July 1, 2010, to September 30, 2011, and the amount of the grant is \$350,000.00.

The Village of Mamaroneck plans to rehabilitate Old White Plains Road & Mamaroneck Avenue in the Village of Mamaroneck. The project will include, but is not limited to, removal of existing deteriorated sidewalks and curbing and the installation of new concrete sidewalks and curbing as well as installing trees and fencing. These improvements will take place on Old White Plains Road between Grand Street and Center Avenue. Additionally, improvements will take place on Mamaroneck Avenue between Jefferson Avenue and Van Ranst Place. The improvements will consist of the removal of existing deteriorated sidewalks and curbing and the installation of new concrete sidewalks and curbing as well as installing trees, lighting, trash receptacles and landscape improvements.

The agreement will serve the public purpose of public safety and fiscal responsibility.

The goal and objective of the agreement is to ensure the safety of the public by installing sidewalks to allow pedestrians a safe walkway in the Village of Mamaroneck. The project also exhibits fiscal responsibility by securing non-County taxpayer resources. The program will be monitored by the Department of Planning staff, who will make monthly site visits during construction to ensure all contractual requirements are met.

Should this agreement not be approved, the unsafe passageway will continue to deteriorate, and possibly cause harm to the residents of this low/moderate income area of Mamaroneck.

This procurement is in compliance with the County of Westchester Procurement Policy Procedures, pursuant to Section 3(a)xvi, which states that contracts with recipients for disbursement of grants or loans under the Community Development Block Grant Program are exempt.

Act # 34-2009, adopted March 5, 2009, by the Westchester County Board of Legislators, authorized the County to file an FY 2009-2013 Consolidated Plan application consisting of an Action Plan for Fiscal Year 2009 as an Urban County to the United States Department of Housing and Urban Development (HUD). Act # 152-2005 authorized the County to enter into cooperation agreements with forty (40) municipalities participating in the program as the first step in qualifying these municipalities to receive these funds during Fiscal Year 2009.

On May 28, 2009, the Board of Acquisition and Contract approved a resolution authorizing the County of Westchester to enter into an agreement with the United States Department of Housing and Urban Development for the thirty-fourth year grant totaling \$8,117,872.00 from HUD. The allocation for the Community Development Block Grant Program is \$5,960,971.00. This project will be funded from the thirty-fourth year CDBG allocation.

It is noted, that the municipality is reminded of their obligations to comply with the provisions of Title VI of the Civil Rights Act of 1964, the Fair Housing Act of 1968 and the Americans with Disabilities Act of 1990 as stated in the Urban County Cooperation Agreement in that the municipality agrees to do what is necessary, as determined by the County, to comply with each of the above referenced Acts, the rules and regulations thereunder, and the undertakings and assurances in the application form insofar as they relate to the activities and programs conducted by the municipality pursuant to this grant, including to affirmatively further fair housing within its own jurisdiction and not impede the County's action to comply with its fair housing certifications, and be it further

I recommend approval of this agreement.

EB/cp  
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 6-17-2010 - DONALD E. RYAN, COUNTY CLERK

RESOLUTION

UPON A COMMUNICATION FROM THE ACTING COMMISSIONER OF PLANNING, BE IT HEREBY

RESOLVED, that the County of Westchester is hereby authorized to enter into an agreement with the Village of Mamaroneck, through the Community Development Block Grant Program, in the amount of \$350,000.00, pursuant to an approved budget, for a period beginning July 1, 2010, and ending December 31, 2011, for an Old White Plains Road & Mamaroneck Avenue Sidewalk Improvement Project in the Village of Mamaroneck. The project will include, but is not limited to, removal of existing deteriorated sidewalks and curbing and the installation of new concrete sidewalks and curbing as well as installing trees and fencing. These improvements will take place on Old White Plains Road between Grand Street and Center Avenue. Additional improvements will take place on Mamaroneck Avenue between Jefferson Avenue and Van Ranst Place. These improvements will consist of the removal of existing deteriorated sidewalks and curbing and the installation of new concrete sidewalks and curbing as well as installing trees, lighting, trash receptacles and landscape improvements, and be it further

RESOLVED, that the County Executive or his duly authorized designee is authorized to execute any documents and take any actions necessary to effectuate purposes hereof.

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
263	19	067J	4380	T067	\$350,000.00

Budget Funding Year(s) (must match resolution)      FY 2009    Start Date      July 1, 2010      End Date      December 31, 2011

Funding Source      Tax Dollars \_\_\_\_\_  
                                          State Aid \_\_\_\_\_

**\$350,000.00**      Federal Aid \$350,000.00 – U.S. Department of Housing and Urban Development  
 (must match resolution)      Other \_\_\_\_\_

APPROVED BOARD OF ACQUISITION & CONTRACTS 6-17-2010 - PRIMARY VIEW - SECRETARY