

Robert P. Astorino  
County Executive

Department of Environmental Facilities

Thomas J. Lauro, P.E.  
Commissioner

## 39199

**DATE:** March 21, 2014

**TO:** Board of Acquisition and Contract

**FROM:** Thomas J. Lauro, P.E.  
Commissioner, Department of Environmental Facilities

**RE:** **Authorization to enter into a Permit Agreement with the Village of Mamaroneck to allow the County to utilize a portion of Harbor Island Park as a construction staging area in connection with work at the Mamaroneck Wastewater Treatment Plant**

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The attached resolution authorizes the County to enter into a Permit Agreement with the Village of Mamaroneck (the "Village") to utilize a portion of Harbor Island Park as a construction staging area for work consisting of the replacement of steel sheet pilings encasing the jetty over an outfall from the Mamaroneck Wastewater Treatment Plant ("MWWTP"). This work is necessary to repair and stabilize the current structures that have deteriorated over time. The permit will commence upon full execution and run for three years from the construction "Notice to Proceed" to the contractor. As consideration for allowing the County and its contractors to use this area, the County shall make good faith efforts subject to the availability of County funds, to install permanent fencing around the existing jetty which is similar in height and style to the current fencing running along the adjacent Village beach. Additionally, the County will install four (4) "recycled plastic" park benches in near proximity to the jetty as directed by the Village.

The goal and objective of this agreement is to repair and strengthen the structures surrounding and supporting the jetty over an outfall from the MWWTP, which promotes fiscal responsibility. The staff of the Dept. of Environmental facilities will monitor compliance with the terms of the permit through site visits.

This agreement is exempt from the Westchester County procurement policy pursuant to Section 3(b) therein.

Accordingly, approval of the attached resolution by your Honorable Board is respectfully requested.

TJL/dm

# RESOLUTION

Upon a communication from the Commissioner of Environmental Facilities, be it hereby:

**RESOLVED**, that the County of Westchester is hereby authorized to enter into a Permit Agreement with the Village of Mamaroneck (the “Village”), commencing upon execution and running for three years from the construction “Notice to Proceed” to the contractor, to utilize a portion of Harbor Island Park as a construction staging area for work consisting of the replacement of steel sheet pilings encasing the jetty over an outfall from the Mamaroneck Wastewater Treatment Plant (“MWWTP”); and be it further

**RESOLVED:** that as consideration for allowing the County and its contractors to utilize this area, the County shall make good faith efforts subject to the availability of County funds, to install permanent fencing around the existing jetty which is similar in height and style to the current fencing running along the adjacent Village beach. Additionally, the County will install four (4) “recycled plastic” park benches in near proximity to the jetty as directed by the Village; and be it further

**RESOLVED**, that the County Executive or his duly authorized designee is hereby authorized to execute any and all instruments and take all actions necessary to accomplish the purpose hereof.

Account to be Charged/Credited

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

Budget Funding Year(s): N/A Start Date: upon execution End Date: 3 years from const. “Notice to Proceed”

Funding Source

Tax Dollars \_\_\_\_\_  
 State Aid \_\_\_\_\_  
 Federal Aid \_\_\_\_\_  
 Other \_\_\_\_\_

§ N/A

(must match resolution)

APPROVED BOARD OF ACQUISITION & CONTRACT - 04/17/2014 - JONAS VIEIRA, SECRETARY