

49964

Date: December 10, 2015

To: Board of Acquisition and Contract

From: Jay T. Pisco, P.E.
Commissioner, Department of Public Works and Transportation

RE: Authority for the County of Westchester (the "County") to enter into an agreement with Consolidated Edison Company of New York, Inc. ("Con Ed"), pursuant to which Con Ed will design and install 750 feet of an elevated pressure gas main, plus gas service line piping and appurtenances, in order to extend Con Ed's existing natural gas distribution infrastructure and thereby facilitate the provision of gas service to the County's Coachman Family Center. (Agreement No. 15-964)

By a resolution approved on September 3, 2015, your Honorable Board authorized the County to advertise for bids for the conversion from oil to gas of existing boilers at the Coachman Family Center, 123 East Post Road, White Plains, New York (the "Coachman"). By a separate resolution recently submitted for your Honorable Board's consideration, the County is seeking to award the contract for said conversion work.

The converted boilers will require elevated pressure natural gas as a fuel. The County utilizes the natural gas distribution infrastructure owned by Con Ed. In order for Con Ed to meet the County's new need for natural gas at the Coachman, Con Ed must extend its existing gas infrastructure, which is in the Chester Avenue public right-of-way (the "ROW"). Under the rates and tariffs of the New York State Public Service Commission, the County is entitled to 100 feet of free material and installation costs for gas main extensions and an additional 100 feet of free gas service line piping and appurtenances.

Extending the existing gas service to the Coachman will require 750 feet of new gas main. Therefore, the County will be responsible for the costs of all labor, equipment, and materials for 650 feet of new gas main, after deducting the above-described entitlement. The County will not require more gas service line piping and appurtenances than above-described entitlement of 100 feet.

Accordingly, authority is hereby requested for the County to enter into an agreement with Con Ed, pursuant to which Con Ed will design and install 750 feet of an elevated pressure gas main, plus gas service line piping and appurtenances, in order to extend Con Ed's existing natural gas distribution infrastructure in the ROW up to the County's property line at the Coachman and thereby facilitate the provision of gas service to the Coachman, for an 'accommodation charge' of \$111,638.00, payable in full by the County in advance of Con Ed performing any of the above-described work.

The proposed agreement will serve a public purpose by facilitating the provision of gas service to the Coachman's boilers that are being converted from oil to gas.

The goal and objective of the proposed agreement is to facilitate the provision of gas service to the Coachman's boilers that are being converted from oil to gas.

The goal and objective of the proposed agreement is in the best interest of the County in terms of health and the environment, as facilitating the provision of gas service to the Coachman's boilers that are being converted from oil to gas will enable them to operate and thereby provide heat to the facility.

The goal and objective of the proposed agreement will be tracked by the staff of the Department of Public Works and Transportation.

Due to the fact that Con Ed owns the natural gas distribution infrastructure and is, therefore, the only entity that can perform this work, I recommend that this procurement be classified as a sole source procurement pursuant to Section 9 of the Westchester County Procurement Policy.

I respectfully recommend adoption of the proposed resolution.

RESOLUTION

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

RESOLVED, that the County of Westchester (the "County") is hereby authorized to enter into an agreement with Consolidated Edison Company of New York, Inc. ("Con Ed"), pursuant to which Con Ed will design and install 750 feet of an elevated pressure gas main, plus gas service line piping and appurtenances, in order to extend Con Ed's existing natural gas distribution infrastructure and thereby facilitate the provision of gas service at the County's Coachman Family Center, for an 'accommodation charge' of \$111,638.00, payable in full by the County in advance of Con Ed performing any of the above-described work (the "Agreement"); and be it further

RESOLVED, that pursuant to Section 9 of the Westchester County Procurement Policy, this procurement is deemed a sole source procurement; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purpose hereof.

Agreement No. 15-964

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	101	22	8900/8910	5850		\$111,638.00

Budget Funding Year(s) 2015 Start Date N/A End Date N/A
 (must match resolution)

Funding Source: Tax Dollars 1% County

State Aid _____

\$111,638.00 Federal Aid 99% Federal

(must match resolution)

Other _____