

**50076**

**DATE:** December 17, 2015

**TO:** Board of Acquisition and Contract

**FROM:** Jay T. Pisco, P.E.  
Commissioner of Public Works and Transportation

**SUBJECT:** Resolution requesting authority to enter in Agreements with various municipalities within the County for snow and ice control on County roads for the five (5) year term commencing October 1, 2015 through September 30, 2020. (Agreement No. 15-958)

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Authority is respectfully requested for the County of Westchester (the "County") to enter into intermunicipal agreements with various municipalities within the County for snow and ice control on County roads located within those municipalities for the winter seasons for the five (5) year term commencing October 1, 2015 through September 30, 2020.

The rates of reimbursement for the 2015/2016 season will be as follows:

\$2,228.00 per mile for 2 lane roads;  
\$2,938.00 per mile for 3 lane roads;  
\$3,248.00 per mile for 4 lane roads.

In addition, it is proposed that the Salt Shed Incentive program be continued. Those local municipalities whose salt storage and application rates are consistent with the recommendations for the 208 Water Quality Program and are in compliance with the best management practices guidelines currently endorsed by the Westchester County Commissioner of Public Works and Transportation, would be reimbursed for snow and ice control on County roads within their boundaries for the 2015/2016 season at the following rates:

\$3,441.00 per mile for 2 lane roads;  
\$4,474.00 per mile for 3 lane roads;  
\$5,011.00 per mile for 4 lane roads.

After the first year, the rates shall be increased annually by the percentage increase in the Consumer Price Index over the preceding year but in no event shall the increase in any year exceed 3½ % percent.

The Board of Legislators by Act No. 2015-255, approved on December 14, 2015, authorized the County to enter into these agreements and approved the rates of reimbursement as set forth above.

Board of Acquisition and Contract  
Agreement No. 15-958  
Various Municipalities  
Snow and Ice Control  
October 1, 2015 through September 30, 2020  
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Because these agreements are with municipalities, they are exempt from the Westchester County Procurement Policy and Procedures pursuant to Section 3(a)(iii) thereof.

The objective of these agreements is to reimburse local municipalities for snow and ice removal on County roads within their boundaries. These agreements benefit the public by ensuring that County roads are clear of snow and ice for the traveling public, thereby addressing the County Executive's priority area of Safety and Security (SS).

Your approval of the attached resolution is respectfully requested.

JTP/TSA  
Attachments

APPROVED BOARD OF ACQUISITION & CONTRACT # 15-958-2015, JOAN COCCIARDI, SECRETARY

# RESOLUTION

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

**RESOLVED**, that authority is granted for the County of Westchester (the "County") to enter into agreements with the following municipalities for snow and ice control on County roads located within those municipalities:

## TOWNS

Bedford  
Eastchester  
Greenburgh  
Harrison  
Mamaroneck  
Mount Pleasant  
New Castle  
North Castle  
North Salem  
Ossining  
Pound Ridge

## CITIES

Peekskill  
Rye  
White Plains  
Yonkers

## VILLAGES

Ardsley  
Briarcliff Manor  
Croton-on-Hudson  
Hastings-on-Hudson  
Mamaroneck  
Mount Kisco  
Ossining  
Pelham  
Pelham Manor  
Pleasantville  
Port Chester  
Rye Brook  
Scarsdale  
Tuckahoe

and be it further

**RESOLVED** that the agreements will be for the winter seasons for the five (5) year term commencing October 1, 2015 through September 30, 2020; and be it further

**RESOLVED** that the rates of reimbursement for the 2015/2016 season will be as follows:

\$2,228.00 per mile for 2 lane roads;  
\$2,938.00 per mile for 3 lane roads;  
\$3,248.00 per mile for 4 lane roads.

In addition, it is proposed that the Salt Shed Incentive program be continued. Those local municipalities whose salt storage and application rates are consistent with the recommendations for the 208 Water Quality Program and are in compliance with the best management practices guidelines currently endorsed by the Westchester County Commissioner of Public Works and Transportation, would be reimbursed for snow and ice control on County roads within their boundaries for the 2015/2016 season at the following rates:

\$3,441.00 per mile for 2 lane roads;  
\$4,474.00 per mile for 3 lane roads;  
\$5,011.00 per mile for 4 lane roads;

and be it further .

# R E S O L U T I O N

**RESOLVED**, that after the first year, the rates shall be increased annually by the percentage increase in the Consumer Price Index over the preceding year but in no event shall the increase in any year exceed 3½ % percent; and be it further

**RESOLVED**, that this Agreement is subject to County appropriations; and be it further

**RESOLVED**, that this Agreement is also subject to further financial analysis of the impact of any New York State Budget (the "State Budget") proposed and adopted during the term of this Agreement. The County shall retain the right, upon the occurrence of any release by the Governor of a proposed State Budget and/or the adoption of a State Budget or any amendments thereto, and for a reasonable period of time after such release(s) or adoption(s), to conduct an analysis of the impacts of any such State Budget on County finances. After such analysis, the County shall retain the right to either terminate this Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Municipality, then the Municipality shall have the right to terminate this Agreement upon reasonable prior written notice; and be it further

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

Agreement No. 15-958

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
10/01/15 - 09/30/16	101	46	6000	4910		\$468,300.00
10/01/16 - 09/30/17	101	46	6000	4910		\$484,691.00
10/01/17 - 09/30/18	101	46	6000	4910		\$501,655.00
10/01/18 - 09/30/19	101	46	6000	4910		\$519,213.00
10/01/19 - 09/30/20	101	46	6000	4910		\$537,385.00

Budget Funding Year(s) 2015-2020 Start Date 10/01/15 End Date 09/30/20  
 (must match resolution)

Funding Source: Tax Dollars 100% County Contractor Federal I.D. No./  
 State Aid \_\_\_\_\_ Social Security No.: \_\_\_\_\_

\$2,511,244.00 Federal Aid \_\_\_\_\_ Vendor No.: \_\_\_\_\_  
 (must match resolution) Other \_\_\_\_\_ Encumbrance No.: \_\_\_\_\_

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