

79447

DATE: September 15, 2020

TO: Board of Acquisition and Contract

FROM: Hugh J. Greechan, Jr., P.E.
Commissioner of Public Works and Transportation

SUBJECT: Authority to enter into an agreement with STV Incorporated, pursuant to which it will provide the County with consulting services concerning the procurement of all-electric buses and related equipment. (Agreement No. DOTCAP01-20)

Authority is requested for the County of Westchester (the "County") to enter into an agreement with STV Incorporated ("STV"), pursuant to which STV will provide the County with consulting services (the "Services") concerning the County's procurement of all-electric buses and related equipment (the "Procurement"), for a total amount not-to-exceed \$139,543.59, payable pursuant to an approved budget (the "Agreement"). The proposed Agreement will be for a term that will commence upon execution and continue until the end of the Procurement.

The proposed Agreement will serve a public purpose by providing the County with the Services, which will help ensure that the Procurement is conducted in such a way as to provide the County with exactly what it needs in terms of the new all-electric buses and related equipment.

The goal and objective of the proposed Agreement is to provide the County with the Services, which will help ensure that the Procurement is conducted in such a way as to provide the County with exactly what it needs in terms of the new all-electric buses and related equipment.

The goal and objective of the proposed Agreement is in the best interests of the County in terms of health and safety, as ensuring that the County receives exactly what it needs in terms of the new all-electric buses and related equipment will ultimately help ensure the health and safety of the riding public.

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

Authority to exempt the procurement of the proposed Agreement from the requirements of the Westchester County Procurement Policy, pursuant to Section 3(a)(xxi) thereof, has been submitted to your Honorable Board in accordance with a separate resolution of even date herewith.

I respectfully recommend the adoption of the attached resolution.

HJG/MS/bdm/nn

RESOLUTION

Agreement No. DOTCAP 01-20

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 STV Incorporated ("STV"), pursuant to which STV will provide the County with consulting services concerning the County's procurement of all-electric buses and related equipment (the "Procurement"), for a total amount not-to-exceed \$139,543.59, payable pursuant to an approved budget (the "Agreement"); and be it further

RESOLVED, that the Agreement will be for a term that will commence upon execution and continue until the end of the Procurement; 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 Contractor, then the Contractor 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 to execute any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this Resolution.

| Account to be Charged/Credited | Fund | Dept. | Major Program, Program & Phase Or Unit | Object/ Sub Object | Bond Act No. | Dollars |
|--------------------------------|------|-------|--|--------------------|--------------|--------------|
| | 365 | 44 | T003A01I | 6120 | BA #124-2020 | \$139,543.59 |
| | | | | | | |

Budget Funding Year(s): 2020 Start Date: Upon Execution End Date: Completion of the Procurement
(must match resolution)

Funding Source: Tax Dollars 100% County

State Aid _____

\$139,543.59 Federal Aid _____
(must match resolution)

Other _____
