

George Latimer
County Executive

Department of Environmental Facilities
Vincent F. Kopicki, P.E.,
Commissioner

85622

DATE: June 7, 2021

TO: Board of Acquisition and Contract

FROM: Vincent F. Kopicki, P.E.
Commissioner

RE: Request for authorization to amend a permit agreement between the County of Westchester (“County”) and the Village of Mamaroneck (“Village”) which allows the County to use a portion of Harbor Island Park as a construction staging area in connection with work at the Mamaroneck Wastewater Treatment Plant.

On or about March 14, 2014 the County and the Village entered into a permit Agreement, which was fully executed on April 17, 2014, (“Permit”) for the County to use a portion of Harbor Island Park as a construction staging area in connection with the County’s rehabilitation of its outfall jetty located at the County’s Mamaroneck Wastewater Treatment Plant (“MWWTP”).

The Permit commenced upon full execution and runs for three years from the commencement date identified in the permit as the date of issuance of a “Notice to Proceed” to contractor or December 31, 2016, whichever is longer. As the Notice to Proceed has not been made, the Agreement has not yet commenced.

The attached resolution would authorize the County to amend the Permit with the Village in order to include additional fencing, benches, lighting and walkways as requested by the Village. (“First Amendment”). The additional work is being performed to improve the project due to the New York State Department of Environmental Conservation’s requirement that the County install rip-rap instead of sheeting along portions of the outfall jetty.

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

This Westchester County Procurement Policy does not apply to this First Amendment pursuant to Section 3(b) of said Policy.

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

VFK/mg

APPROVED BOARD OF ACQUISITION & CONTRACT - 06/10/2021 - LISA MRIJAJ, SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester is hereby authorized to amend its permit agreement (“Permit”) with the Village of Mamaroneck (“Village”), upon full execution and runs for three years from the commencement date identified in the permit as the date of issuance of a “Notice to Proceed” to contractor or December 31, 2016, whichever is longer, which allows the County to use a portion of Harbor Island Park as a construction staging area in connection with the County’s rehabilitation of its outfall jetty located at the County’s Mamaroneck Wastewater Treatment Plant (“MWWTP”), by amending Section 3.0 of the Agreement in order to include additional fencing, benches, lighting and walkways as requested by the Village; and be it further

RESOLVED, that all other terms and conditions of the Agreement shall remain the same; 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/	Trust	
Fund	Dept	Or Unit	Sub Object	Account	Dollars
		N/A			

Budget Funding Year(s)
(must match resolution)

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)