

15756

TO: Board of Acquisition and Contract

FROM: John J. Hsu, P.E.
Acting Commissioner of Transportation

George N. Longworth
Commissioner-Sheriff
Department of Public Safety

DATE: December 1, 2010

SUBJECT: Authority to enter into an agreement with Transportation Resources Associates, Inc. to develop a System Security Emergency Preparedness Plan for the County's Bee-Line Transit System for the term January 1, 2011 through December 31, 2011, for an amount not to exceed \$113,387.81 payable pursuant to an approved budget

On February 4, 2010, your Honorable Board approved a resolution for the County to enter into an agreement with the State of New York, acting through its Office of Homeland Security to accept a grant in the amount of \$500,000 to develop a comprehensive Infrastructure Protection Activities Plan for the County of Westchester's Bee-Line Transit System. That agreement has been executed and the funds will be received on a reimbursement basis after the Infrastructure Protection Activities Plan is developed.

Authority is now requested for the County of Westchester to enter into an agreement with Transportation Resource Associates, Inc. ("TRA") to develop the Infrastructure Protection Activities Plan also known as a System Security Emergency Preparedness Plan ("SSEPP") for the County's Bee-Line Transit System, for the term January 1, 2011 through December 31, 2011, for an amount not to exceed \$113,387.81 payable pursuant to an approved budget.

This SSEPP, using the results of the recently completed Security Risk and Vulnerability Assessment, will assist Westchester County's Department of Transportation to update its security plan for the Bee-Line System to be consistent with the Transportation Security Administration's and the Federal Transit Administration's best practices for transit systems.

In accordance with the Westchester County Procurement Policy, in August, 2010 the Department distributed a Request for Proposals ("RFP") to develop the SSEPP. The RFP was advertised in the transit trade publication *Passenger Transport*, in the Journal News and Westchester Hispano newspapers, and on the Department's website. Four (4) firms subsequently submitted proposals and were interviewed by Department staff. They were ranked as follows based on the criteria set forth in the RFP:

| | |
|---|--------------|
| 1) TRA | \$113,387.81 |
| 2) TRC Engineers, Inc. | \$497,775.95 |
| 3) Wildan Homeland Solutions | \$273,364.00 |
| 4) Contingency Management Consulting Group, LLC | \$169,451.87 |

Accordingly, TRA is recommended to perform the required service. The County will be reimbursed for the associated cost using funds from the State Office of Homeland Security grant agreement.

There are three (3) basic goals or objectives of this SSEPP. The first goal is for the Consultant to create a DOT-developed "high level" SSEPP that would include Program Standards which would outline the requirements of the County's transit service contractors for the development of their own SSEPPs. The second goal is to work with DOT and its transit service contractors to build on a formal SSEPP of their own that meets the requirements of the TSA and the FTA. The final goal would be to create a "User Guide" so that DOT and its transit service contractors will have a process for program implementation to accompany the newly developed SSEPPs.

I recommend approval of the attached proposed Resolution.

JJH/DLV/dv

APPROVED BOARD OF ACQUISITION & CONTRACT 12-16-2010 - CLAY VIEIRA, SECRETARY

RESOLUTION

Upon a communication from the Acting Commissioner of Transportation and the Commissioner-Sheriff, Department of Public Safety, be it hereby

RESOLVED, that the County of Westchester is hereby authorized to enter into an agreement with Transportation Resource Associates, Inc. to develop a System Security Emergency Preparedness Plan for the County's Bee-Line Transit System, for the term January 1, 2011 through December 31, 2011, for an amount not to exceed \$113,387.81 payable pursuant to an approved budget; 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 authorized to execute any instruments and to take any actions reasonably necessary to implement this Resolution.

| Account to be Charged/credited | Fund | Dept | Major Program, Program & Phase Or Unit | Object/ Sub Object | Trust Account | Dollars |
|--------------------------------|------|------|--|--------------------|---------------|--------------|
| | 365 | 44 | T004002S | 6120 | | \$113,387.81 |
| | | | | | | |
| | | | | | | |

Budget Funding Year(s) 2011 Start Date January 1, 2011 End Date December 31, 2011
 (must match resolution)

Funding Source Tax Dollars _____
 State Aid _____
 Federal Aid \$113,387.81 _____

\$113,387.81 Other _____
 (must match resolution)