

20324

DATE: July 8, 2011

TO: Board of Acquisition and Contract

FROM: Edward Buroughs
Commissioner, Department of Planning

SUBJECT: Resolution authorizing the Agreement between the County of Westchester and Creative Habitat Corp., for the monitoring of the Manursing Lake Aquatic Habitat Restoration Project in the City of Rye

The attached resolution authorizes the County of Westchester to enter into an agreement with Creative Habitat Corp. to fund the monitoring of the Manursing Lake Aquatic Habitat Restoration Project at the Edith G. Read Natural Park and Wildlife Sanctuary and Playland Park in the City of Rye. The term of the agreement is July 1, 2011 to January 1, 2015 and the not-to-exceed amount is \$45,584.00.

Creative Habitat Corp. will monitor the newly created and restored natural resources in and around Manursing Lake at the County-owned Edith G. Read Natural Park and Wildlife Sanctuary and Playland Park in the City of Rye. Creative Habitat Corp. will collect data, make observations and photograph the site and develop this information into written annual reports for the duration of four years (2011 – 2014). The four-year monitoring is a requirement of state and federal environmental grants and permits obtained for this project through the New York State Department of Environmental Conservation (NYS DEC), U.S. Army Corps of Engineers and U.S. Environmental Protection Agency - Long Island Sound Study. At the end of the first year, Creative Habitat Corp. will complete a long-term written management plan for the project site and will update the plan at the end of each of the other three years of the contract. Monitoring of the site will include fieldwork and laboratory analyses to assess the lake's water and ecological quality and degree of the project's success as well as identify any issues that need to be addressed by the County. The long-term management plan will help guide the County in its management of the lake, including the recently installed automatic tide gates that regulate water flows into and out of the lake to Long Island Sound. The plan also will help guide the County's management of land surrounding the lake and the natural resources that have been created or restored as part of the project.

The Manursing Lake Aquatic Restoration Project Site is an environmental benefit project under the 2008 Long Island Sound Consent Order between the County and NYS DEC, which requires that the lake be monitored to determine the project's long-term viability. The NYS DEC, in addition to the additional agencies noted above that provided grants for the project, required the County to obtain scientific information to help guide the project successfully through a four-year post-construction adaptive management phase and to provide a management plan to assist in the long term success of the project.

The goals and objectives of this agreement are to assist in the long term viability of the newly restored project site by ensuring that the project provides optimal environmental benefits. The project will be monitored by Planning Department staff who will provide direction, coordinate reviews and site inspections and approve all

work by Creative Habitat Corp. Staff will also review reports submitted to ensure compliance with the state and federal grants and permits associated with the Manursing Lake Aquatic Restoration Project.

In accordance with the County of Westchester's Procurement Policy and Procedures, a Request for Proposal (RFP) was posted on the County's website and e-mails were sent to six (6) potential consultants. Five (5) proposals were received (See Attachment 1). Creative Habitat Corp. submitted the lowest responsible proposal to the RFP.

I recommend approval of this agreement.

EB/cp
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 08/11/2011 - JOMARY WEIRA, SECRETARY

Attachment 1

| | |
|--|--------------|
| Creative Habitat Corp., 253 Old Tarrytown Road, White Plains, NY 10603 | \$ 45,584.00 |
| AKRF, 440 Park Avenue South, 7th Floor, NY 10016 | \$ 79,900.00 |
| Coastline Consulting and Development, LLC, 5-B Old Post Road, Madison, CT 06443 | \$ 99,880.00 |
| Dru Associates, 40 Hitching Post Lane, Glen Cove, NY 11542 | \$305,728.00 |
| Lockwood, Kessler and Bartlett, One Aerial Way, Syosset, NY 11791 | \$320,400.00 |

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R E S O L U T I O N

UPON A COMMUNICATION FROM THE COMMISSIONER OF PLANNING BE IT HEREBY

RESOLVED, that the County of Westchester is hereby authorized to enter into an agreement with Creative Habitat Corp. for the monitoring of the Manursing Lake Aquatic Habitat Restoration Project in the City of Rye. The term of the agreement is July 1, 2011 to January 1, 2015 and the not-to-exceed amount is \$45,584.00, to be paid pursuant to an approved budget, and be it further

RESOLVED, that the County Executive or his duly authorized designee is authorized to execute any documents and take any actions necessary to effectuate purposes hereof.

Account to be Charged/Credited

| Fund | Dept | Major Program, Program & Phase Or Unit | Object/ Sub Object | Trust Account | Dollars |
|------|------|--|--------------------|---------------|-------------|
| 318 | 19 | BPL21-07-S | 6050 | N/A | \$45,584.00 |

Budget Funding Year(s) FY 2011 Start Date July 1, 2011 End Date January 1, 2015
 (must match resolution)

Funding Source Tax Dollars \$45,584.00
 State Aid _____
\$45,584.00 Federal Aid _____
 (must match resolution) Other _____

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