

42561

TO: Board of Acquisition and Contract

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

Evan Latainer
Director, Office for the Disabled

DATE: October 7, 2014

SUBJECT: **Resolution to amend the County's contract with Act Now Limousine Service Inc. for taxi services within the City of Peekskill under the County's Para Transit Program for the year 2014 to increase the total amount of the contract by an additional \$20,000.00. (Contract No. OFDACTNOW13)**

Pursuant to a resolution approved on December 6, 2012, the County of Westchester (the "County") entered into a one (1) year contract commencing January 1, 2013 with Act Now Limousine Service Inc. for the provision of taxi services within the City of Peekskill to customers of the County's Para Transit service that opt to utilize a taxi rather than the standard Para Transit service vehicles in an amount not to exceed \$60,140.00. The contract included options for the County to renew the contract for four (4) additional one (1) year periods. Pursuant to a resolution approved on December 5, 2013, the contract was amended to increase the not to exceed dollar amount by an additional \$32,860.00 to cover an unanticipated increase in the amount of services required and to revise the description of one of the service zones.

Pursuant to a resolution approved on December 19, 2013, the contract was renewed for the year 2014, with a not-to-exceed dollar amount of \$100,000.00 to cover the services provided during the renewal period. Due to an unanticipated increase in the amount of Para Transit customers opting to utilize this taxi service, it is necessary to increase the not-to-exceed amount of this contract by an additional \$20,000.00 to cover the full amount of services to be provided in the year 2014.

This amendment is in the public's best interest because it will continue to provide a cost effective alternative to traditional Para Transit for ambulatory citizens, thus addressing the County Executive's priority area: Fiscal Responsibility (FR). There are no energy or environmental components associated with this contract.

As expenditures are made pursuant to this authorization, detailed records will continue to be kept in the County's on-line financial system. These records will be easily accessible by Finance, Budget and department staff and will be reviewed regularly to ensure that funds are used appropriately.

A proposed resolution is attached for your consideration.

RESOLUTION

Upon communication from the Commissioner of Public Works and Transportation and the Director of the Office for the Disabled, be it

RESOLVED, that the County of Westchester (“the County”) is hereby authorized to amend the 2014 contract with Act Now Limousine Service Inc., 828 Washington Street, Peekskill, New York 10566, for Contract No. OFDACTNOW13 for Taxi Pilot Program Services, City of Peekskill, New York, to increase the total amount of the contract by an additional \$20,000.00 to cover services provided during the 2014 contract year; and be it further

RESOLVED, that this contract 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 authorized designee is hereby authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes hereof.

Original Agreement	\$ 60,140.00
First Amendment	\$ 32,860.00
2014 Extension	\$100,000.00
Second Amendment	\$ <u>20,000.00</u>
New Total	\$213,000.00

Contract No. OFDACTNOW13

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	101	44	2100	4925		\$20,000.00

Budget Funding Year(s) 2014 Start Date January 1, 2014 End Date December 31, 2014
 (must match resolution)

Funding Source: Tax Dollars 100% County
 State Aid _____
\$20,000.00 Federal Aid _____
 (must match resolution) Other _____