

49979

Date: December 10, 2015

To: Board of Acquisition and Contract

From: Thomas J. Lauro, P.E., Commissioner
Department of Environmental Facilities

RE: Authority for the County of Westchester (the "County") to enter into an agreement with Consolidated Edison Company of New York, Inc. ("Con Ed"), pursuant to which Con Ed will design and install 604 feet of an elevated pressure gas main, plus gas service line piping and appurtenances, in order to extend Con Ed's existing natural gas distribution infrastructure and thereby facilitate the provision of gas service at the County's Material Recovery Facility.

The County utilizes the natural gas distribution infrastructure owned by Con Ed. In order for Con Ed to meet the County's new need for natural gas at the County's Material Recovery Facility (the "MRF"), Con Ed must extend its existing gas infrastructure. Under the rates and tariffs of the New York State Public Service Commission, the County is entitled to 100 feet of free material and installation costs for gas main extensions and any gas service line piping and appurtenances located in the public right-of-way ("ROW".)

Extending the existing gas service at the MRF will require 604 feet of new gas main. Therefore, the County will be responsible for the costs of all labor, equipment, and materials for 504 feet of new gas main, after deducting the above-described entitlement. The County will also receive free gas service line piping and appurtenances within the ROW.

Accordingly, authority is hereby requested for the County to enter into an agreement with Con Ed, pursuant to which Con Ed will design and install 604 feet of an elevated pressure gas main, plus gas service line piping and appurtenances, in order to extend Con Ed's existing natural gas distribution infrastructure from Ridge Hill Boulevard to the County's property line at 1a Stew Leonard Drive, Yonkers, New York, and thereby facilitate the provision of gas service at the MRF, for an 'accommodation charge' of \$130,230.50, payable in full by the County in advance of Con Ed performing any of the above-described work.

The proposed agreement will serve a public purpose by facilitating the provision of gas service at the MRF.

The goal and objective of the proposed agreement is to facilitate the provision of natural gas service at the MRF.

The goal and objective of the proposed agreement is in the best interest of the County in terms of fiscal responsibility, as facilitating the provision of gas service at the MRF will give the County the option of using gaseous fuel, rather than other liquid fuels, for activities related to the MRF, and natural gas is expected to be cheaper than other fuels.

The goal and objective of the proposed agreement will be tracked by the staff of the Department of Environmental Facilities.

Due to the fact that Con Ed owns the natural gas distribution infrastructure and is, therefore, the only entity that can perform this work, I recommend that this procurement be classified as a sole source procurement pursuant to Section 9 of the Westchester County Procurement Policy.

I respectfully recommend adoption of the proposed resolution.

TJL/LV/bdm/nn

APPROVED BOARD OF ACQUISITION & CONTRACTS
JANUARY 2015 - JOAN COCCARDI, SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester (the "County") is hereby authorized to enter into an agreement with Consolidated Edison Company of New York, Inc. ("Con Ed"), pursuant to which Con Ed will design and install 604 feet of an elevated pressure gas main, plus gas service line piping and appurtenances, in order to extend Con Ed's existing natural gas distribution infrastructure and thereby facilitate the provision of gas service at the County's Material Recovery Facility, for an 'accommodation charge' of \$130,230.50, payable in full by the County in advance of the Con Ed performing any of the above-described work (the "Agreement"); and be it further

RESOLVED, that pursuant to Section 9 of the Westchester County Procurement Policy, this procurement is deemed a sole source procurement; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purpose hereof.

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
251	60	7800	4310		\$130,230.50

Budget Funding Year(s): 2015 Start Date: N/A End Date: N/A
 (must match resolution)

Funding Source

\$130,230.50
 (must match resolution)

Tax Dollars: \$130,230.50
 State Aid: _____
 Federal Aid: _____
 Other: _____

APPROVED BOARD OF ACQUISITION & CONTRACTS 12/22/2015 JOHN MCCARD SECRETARY