

86362

DATE: July 15, 2021

TO: Board of Acquisition and Contract

FROM: Norma V. Drummond
Commissioner of Planning

SUBJECT: Resolution authorizing an amendment to the agreement between the County of Westchester and the Village of Elmsford for the Frontage Street Water Main Project in order to change the contract expiration date from June 17, 2021 to October 31, 2022 and increase the dollar amount from \$100,000 to \$200,000, an increase of \$100,000.

On June 4, 2020, your Honorable Board approved a resolution authorizing the County of Westchester ("County") to enter into an agreement with the Village of Elmsford (the "Agreement") to be used for a Frontage Street Water Main project in the Village for the contract period from June 18, 2020 – June 17, 2021 in an amount not-to-exceed \$100,000.00 (the "June 4, 2020 Resolution").

Thereafter, by resolution approved on September 24, 2020, your Honorable Board authorized the County to amend the June 4, 2020 Resolution in order to change the contract period from June 18, 2020 – June 17, 2021 to August 1, 2020 to June 17, 2021, with all other terms of and conditions of the June 4, 2020 Resolution to remain the same. The Agreement was subsequently executed.

The parties now desire to amend the Agreement in order to change the expiration date thereof from June 17, 2021 to October 31, 2022 and to increase the dollar amount from \$100,000 to \$200,000, an increase of \$100,000, as the original project cost did not reflect the current cost of construction. Except as specifically amended hereby, all other terms and conditions of the Agreement will remain the same.

The goal and objective of the Agreement is to protect the public health as this aging infrastructure has outlived its useful life with multiple water main breaks in this low/moderate income neighborhood in the Village of Elmsford. The project will be monitored by the Village Engineer and Department of Planning staff during their site visits during construction.

This procurement is in compliance with the County of Westchester Procurement Policy Procedures, pursuant to Section 3(a)xvi, thereof which states that contracts with recipients for disbursement of grants or loans under the Community Development Block Grant Program are exempt.

Act # 33-2021, adopted March 8, 2021, by the Westchester County Board of Legislators, authorizes the County to submit an Urban County Application under the Federal Community Development Block Grant, Emergency Solution Grant, and HOME Investment Programs, including a FY 2019-2023 Consolidated Plan to include the FY 2021 Action Plan, and to accept such Grants.

On May 11, 2021, the Board of Acquisition and Contract approved a resolution authorizing the County of Westchester to enter into an agreement with the United States Department of Housing and Urban Development (HUD) to accept a grant totaling \$4,267,448 in Community Development Block Grant (CDBG) funds.

I recommend approval of this amendment.

NVD/cp/
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 08/12/2021 - RAYMOND SCULKY, SECRETARY

RESOLUTION

UPON A COMMUNICATION FROM THE COMMISSIONER OF PLANNING, BE IT HEREBY

RESOLVED: that the County of Westchester is hereby authorized to amend the agreement with the Village of Elmsford (the "Agreement") for the Frontage Street Water Main project in the Village to provide partial funding to replace the existing water main on Frontage Street and the adjacent side streets in the Village, in order to change the contract expiration date from June 17, 2021 to October 31, 2022 and increase the dollar amount from \$100,000 to \$200,000 an increase of \$100,000, and be it further

RESOLVED: that all the other terms and conditions of the Agreement will remain the same, and it is further

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

Original Agreement	\$100,000
This Amendment	<u>\$100,000</u>
	\$200,000

AGREEMENT NUMBER: C-67-20-T89

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
263	19	067W	4380	T067	\$100,000

Budget Funding Year(s) FY 2021 Start Date August 1 2020 End Date October 31, 2022
 (must match resolution)

Funding Source Tax Dollars _____

State Aid _____

\$100,000 Federal Aid \$100,000 – U.S. Department of Housing and Urban Development

(must match resolution)

Other _____