

9256

DATE: April 28, 2010

TO: Board of Acquisition and Contract

FROM: Edward Buroughs
Acting Commissioner of Planning

SUBJECT: Resolution Authorizing the Agreement Between the County of Westchester and ATC Associates, Inc., for Lead-Based Paint Inspections, Risk Assessments, and Clearance Tests to Determine Conditions of Properties that will Participate in the Lead Safe Westchester Program in Westchester County.

The attached resolution authorizes the County of Westchester to enter into an agreement with ATC Associates, Inc., to provide lead-based paint evaluation services in accordance with HUD/EPA Protocols. The project will be funded by the Lead Safe Westchester program. The term of the agreement is May 10, 2010, to February 15, 2012. The amount of the agreement is \$91,500.00 to be paid pursuant to an approved budget.

ATC provided all services in their 2007 agreement in accordance with industry standards and contractual requirements. They provided 503 units of XRF Inspection/Risk Assessment and 455 units received dust wipe clearance examinations. In this year's agreement, ATC will provide lead based paint services including but not limited to, inspections, risk assessments and clearance tests to determine the conditions of approximately eighty units of housing that will participate in the Lead Safe Westchester Program. We anticipate ATC will successfully accomplish all service goals established this year.

The agreement will serve the public purpose of protecting the public health and promoting fiscal responsibility.

The goal and objective of this agreement is to identify units that will receive inspections for safe, decent affordable lead safe housing improvements in Westchester County. The results of ATC's inspection services will identify potential hazards in housing units occupied by low income residents, thus preserving the housing stock. The project will be monitored by the Planning Department staff who will review all payment requests to ensure all contractual obligations are met.

Should this agreement not be approved, approximately eighty (80) units of housing will not have lead-based paint inspections thus possibly causing harm to the residents. Additionally, the County will not be able to spend the federal grant award of \$1,150,000.00 for the Lead Safe Westchester program.

In accordance with the County of Westchester's Procurement Policy and Procedures, a Request for Proposal was posted on the County's website as well as e-mailed to various firms. The Department of Planning issued a public RFP on February 8, 2010. We received nine (9) responses: six (6) were accepted and three (3) materially non-responsive and were rejected. ATC Associates, Inc. submitted the lowest net cost.

On December 30, 2009, the Board of Acquisition and Contract approved a resolution authorizing the County of Westchester to enter into a grant agreement with the U.S. Department of Housing & Urban Development's office of Healthy Homes & Lead Hazard Control totaling \$1,150,000.00 to reduce lead-based paint hazards in Westchester County.

I recommend approval of this agreement.

EB/
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 5-27-2010 - JOMARY VIEIRA, SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester is hereby authorized to enter into an agreement with ATC Associates, Inc., through the Lead Safe Westchester Program, in the amount of \$91,500.00 to be paid pursuant to an approved budget, for a period beginning May 10, 2010, and ending February 15, 2012, to provide lead-based paint inspections, risk assessments, and clearance tests to determine conditions of properties that will participate in the Lead Safe Westchester program. It is anticipated that eighty (80) units will be tested to determine whether or not there are lead-based paint hazards within the property, 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.

Recommended for Approval:

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Revenue/ Sub Object	Trust Account	Dollars
263	19	638K	4380	T638	\$91,500.00

Budget Funding Year(s) 2010 Start Date May 10, 2010 End Date February 15, 2012
 (must match resolution)

Funding Source Tax Dollars _____

State Aid _____

\$91,500.00 Federal Aid \$91,500.00 - U.S. Department of Housing and Urban Development
 (must match resolution)

Other _____