

110749

DATE: March 20, 2025

TO: Board of Acquisition and Contract

FROM: Blanca P. Lopez, M.S.
Commissioner, Department of Planning

SUBJECT: Resolution to exempt from the Westchester County Procurement Policy and Procedures, pursuant to Section 3(a)(xxi) thereof, the procurement of services from Scenic Hudson, Inc., for an additional period of time, under an amendment to the County's agreement with Scenic Hudson, Inc. for environmental review services concerning an extension of the Westchester RiverWalk.

By a resolution approved on August 18, 2022, as amended by resolutions approved on December 1, 2023 and March 30, 2023, your Honorable Board exempted from the Westchester County Procurement Policy and Procedures, pursuant to Section 3(a)(xxi) thereof, the procurement of services from Scenic Hudson, Inc. ("Scenic Hudson") under an agreement between the County of Westchester (the "County") and Scenic Hudson, pursuant to which Scenic Hudson was to provide environmental review services (the "Services") concerning an extension of the Westchester RiverWalk under the Governor Mario M. Cuomo Bridge, including a connection to the shared use path of that bridge, for a term commencing on August 1, 2022 and continuing through March 31, 2025, for an amount not-to-exceed \$1,300,000.00 (the "Agreement"). The Agreement was subsequently executed.

Scenic Hudson recently requested that the expiration date of the Agreement be extended. The Department of Planning is agreeable to the expiration date being extended until December 31, 2026 (this additional period being the "Additional Period"); provided, however, that the amendment by which that extension will be provided (the "Amendment") will require that Scenic Hudson now make reports not just in response to County inquiries, but also make scheduled quarterly reports, starting with a first such report on June 30, 2025.

Although Scenic Hudson's completion of its performance of the Services has taken longer than anticipated, it has documented to the County an appreciable amount of work, and it has submitted invoices for its work, so far, of over \$165,000.00. Accordingly, between the amount already paid by the County for this considerable preparatory work, and Scenic Hudson's expertise in the Services and the Westchester RiverWalk, including that which acquired in conjunction with work funded by a significant grant from the New York State Office of Parks, Recreation and Historic Preservation, it seems most prudent and efficient to continue the

contractual relationship with Scenic Hudson rather than attempt to start over with a new contractor.

Based upon the foregoing, it is proposed that the best interests of the County would be served by exempting from the Westchester County Procurement Policy and Procedures, pursuant to Section 3(a)(xxi) thereof, the procurement of the Services for the Additional Period, under the proposed Amendment.

Accordingly, a resolution to exempt this procurement is hereby submitted for your consideration.

BPL/bdm/je

APPROVED BOARD OF ACQUISITION & CONTRACT - 03/27/2025 - RAYMOND SCULKY, SECRETARY

RESOLUTION

Upon a communication from the Commissioner of Planning, be it hereby:

RESOLVED, that pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, it is hereby determined that application of the procedural requirements contained therein, including the necessity of soliciting proposals, is neither cost effective nor expedient, and accordingly, not in the best interests of the County of Westchester (the "County") in connection with the procurement of services for an additional period of twenty-one (21) months, from April 1, 2025 through December 31, 2026, under an amendment to an agreement between the County and Scenic Hudson, Inc. ("Scenic Hudson"), pursuant to which Scenic Hudson was to provide environmental review services concerning an extension of the Westchester RiverWalk under the Governor Mario M. Cuomo Bridge, including a connection to the shared use path of that bridge.

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