

110959

TO: Board of Acquisition and Contract

FROM: Hugh J. Greechan, Jr., PE
Commissioner of Public Works and Transportation

DATE: April 22, 2025

SUBJECT: First Amendment to Agreement No. 21-913 in the matter of Engineering Services in connection with the Rehabilitation of Louisa Street Bridge over Hudson Division Railroad (BIN 2262400), City of Peekskill, New York

Consultant: KS Engineers, P.C. (MBE)

Amendment Amount: \$1,087,094.00

The County of Westchester ("County"), acting by and through its Department of Public Works and Transportation ("Department"), entered into Agreement No. 21-913 ("Agreement"), dated May 25, 2021, with KS Engineers, P.C. (the "Consultant"), an MBE firm, 1279 Route 300, Suite 3, Newburgh, New York 12550, wherein the Consultant was to provide design services associated with the Rehabilitation of Louisa Street Bridge over Hudson Division Railroad (BIN 2262400), City of Peekskill, New York. The Agreement expires on December 31, 2026.

The engineering services included in the original Agreement have been in progress. The County has been satisfied with the quality of services provided to date. A construction contract (21-520) for this project was awarded to McNamee Construction Corp. on February, 13, 2025. In order to provide anticipated services for the remainder of the term, the Department needs to amend this Agreement for construction administration services.

Authority of your Honorable Board is therefore requested to amend the existing Agreement between the County and the Consultant to provide for construction administration services in connection with the Rehabilitation of Louisa Street Bridge over Hudson Division Railroad (BIN 2262400), City of Peekskill, New York. The Consultant has completed the construction contract documents and construction administration services are required at this time. The Consultant shall provide construction administration services associated with this project. For construction administration services, the Consultant shall monitor the construction procedures on the site to ensure compliance with the contract documents, coordinate scheduled activities of the contractors, submit construction progress reports and review and process contractors' applications for payment.

The objective of this project will be to rehabilitate the Louisa Street Bridge over Hudson Division Railroad (BIN 2262400). This work is necessary due to deterioration of the bridge. The existing bridge, built in 1984, is a three (3) span multi-stringer bridge approximately 191 feet long by 44 feet wide with an annual average daily traffic count ("AADT") of 7,385 and a condition rating of 4.93. This bridge requires reconstruction to ensure that it can remain a key component of the County's infrastructure, vital to the City of Peekskill. This bridge rating system, using a scale of 1 ("hazardous") through 7 ("new"), is a weighted average of the condition of an evaluated bridge. A rating below 5 indicates that a bridge requires work and delay of this work shall result in the continued deterioration of the bridge. The bridge rehabilitation work shall include, but not be limited to, the following items: replacement of the existing asphalt wearing surface, waterproofing, and steel joint system; rehabilitation of structural deck, concrete stringers, substructure, abutments, fascia railings, fencing, and associated work. This Agreement will benefit the public as it will enhance the functionality of the bridge structure and roadway ensuring its safe use by the traveling public.

The engineering discipline encompassed in this Amendment is not new, but rather, it is an integral part of the agreement scope that involves the same degree of skill, experience and complexity as the expertise generally described in the original agreement scope. Accordingly, this type of engineering discipline was originally contemplated in the Professional Prequalification Board and Professional Selection Board process.

The fee for the above services is for an amount of \$1,087,094.00 pursuant to an approved budget, bringing the total Agreement plus Amendment to \$1,313,833.00. The completion date of the Agreement shall be extended to December 31, 2028.

The Department will track scheduling and accomplishments by the Consultant and perform on-site inspections to ensure the successful completion of this project.

Proposed form of Resolution to accomplish the foregoing is attached hereto.

HJG/AS/BS/cg

RESOLUTION

Upon communication from the Commissioner of Public Works and Transportation, be it hereby

RESOLVED, that the existing Agreement No. 21-913 ("Agreement") between the County of Westchester ("County"), acting by and through its Department of Public Works and Transportation ("Department"), and KS Engineers, P.C. (the "Consultant"), an MBE firm, 1279 Route 300, Suite 3, Newburgh, New York 12550, be amended to provide for additional engineering services in connection with the Rehabilitation of Louisa Street Bridge over Hudson Division Railroad (BIN 2262400), City of Peekskill, New York. The Consultant shall provide construction administration services associated with this project. For construction administration services, the Consultant shall monitor the construction procedures on the site to ensure compliance with the contract documents, coordinate scheduled activities of the contractors, submit construction progress reports and review and process contractors' applications for payment; and be it further

RESOLVED, that for the additional services rendered, the Consultant shall be paid a fee of \$1,087,094.00 pursuant to an approved budget, increasing the total maximum fee to \$1,313,833.00; and be it further

RESOLVED, that the completion date of the Agreement shall be extended to December 31, 2028; and be it further

RESOLVED, that all other provisions of the existing Agreement shall remain in full force and effect; 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 purposes hereof.

Original Agreement	\$	226,739.00	(Design Services)
This Amendment		<u>1,087,094.00</u>	(Construction Administration Services)
TOTAL	\$	1,313,833.00	

Agreement No. 21-913

Account to be Charged/Credited	Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub Object	Bond Act No.	Dollars
	366	46	RB03X-01-I	6120-05	BA #220-2023	\$1,087,094.00

Budget Funding Year(s): 2025 Start Date: 06/01/2021 End Date: 12/31/2028
(must match resolution)

Funding Source: Tax Dollars: <u>100% County</u>	Contractor Federal I.D. No./
State Aid: _____	Social Security No.: _____
<u>\$1,087,094.00</u> Federal Aid: _____	Vendor No.: _____
(must match resolution) Other: _____	Encumbrance No.: _____