

ID#113990

TO: Board of Acquisition and Contract

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

DATE: June 24, 2026

SUBJECT: Amending an agreement (No. 21-916) with TriState Planning Engineering & Land Surveying, P.C. in order to: (i.) modify the scope of services to provide for additional engineering services, in the form of construction administration services, for additional projects; (ii.) increase the not-to-exceed amount by \$2,089,860.95, in order to pay for the additional services, and (iii.) modify its budget in order to allocate the additional funds.

By a resolution approved on May 20, 2021, your Honorable Board authorized the County of Westchester (the "County"), acting by and through its Department of Public Works and Transportation (the "Department"), to enter into an agreement (No. 21-916; the "Original Agreement") with TriState Planning Engineering & Land Surveying, P.C. (the "Consultant"), pursuant to which the Consultant was to provide engineering services in connection with the Department's project for 'Rehabilitation of Tuckahoe Road, CR #36 & #59, City of Yonkers, New York'. The Original Agreement was subsequently executed. The Original Agreement was for a term commencing upon the Consultant's receipt of written notice from the Commissioner of Public Works and Transportation or his designee and expiring on its 'completion date' of December 31, 2024, for a total amount not-to-exceed \$712,060.93.

By a resolution approved on September 4, 2025, your Honorable Board authorized the County to amend the Original Agreement by extending its completion date from December 31, 2024 to December 31, 2029 (the "First Amendment"). The First Amendment was subsequently executed.

The work required under the Original Agreement, as amended by the First Amendment, (the "Agreement") is now substantially complete. However, the County has determined that additional engineering services from the Consultant are required.

It should be noted that, by a resolution approved on March 19, 2026, your Honorable Board authorized the County to amend the Agreement by adding certain services and costs. However, the recitations in that resolution needed further clarification, and the County did not use the authority provided in that resolution. Accordingly, it is respectfully requested that your Honorable Board rescind that resolution and, instead, adopt the resolution presented here.

As noted above, the Agreement currently concerns the 'Rehabilitation of Tuckahoe Road' project (the "Original Project"). However, two other projects that the Department is currently undertaking are closely related to the Original Project. Specifically, these other projects are identified as, (i.) Tuckahoe Road Bridges over Bronx River (BIN 3364940) and Bronx River Parkway (BIN 3348000); and (ii.) Park Avenue Viaduct (Parkway Viaduct) over Bronx River Parkway (BIN3348850) in Yonkers, New York (the "Additional Projects").

Based upon the relationship between these projects, and the fact that the engineering discipline involved in the Additional Projects is of the same nature as that involved in the Original Project (as considered during the prequalification and selection process), the Department is seeking to also obtain engineering services for the Additional Projects from the Consultant. These engineering services shall consist of construction administration services involving the monitoring of the construction procedures on

the sites to ensure compliance with the contract documents, coordination of scheduled activities of the contractors, submission of construction progress reports, and reviewing and processing the applications for payment from the contractors.

Accordingly, the County respectfully requests authority from your Honorable Board to amend the Agreement by, (i.) modifying its scope of services to provide for additional engineering services, in the form of construction administration services, for the Additional Projects; (ii.) increasing its not-to-exceed amount by \$2,089,860.95, to a new total not-to-exceed amount of \$2,801,921.88, in order to pay for the additional services; and (iii.) modifying its budget in order to allocate the additional funds (the "Second Amendment").

Except as specifically described above, all terms and conditions of the Agreement shall remain in full force and effect.

The proposed Second Amendment will serve a public purpose by providing the County with the additional services that it needs in order to most quickly and efficiently proceed with the Additional Projects.

The goal and objective of the proposed Second Amendment is to provide the County with the additional services that it needs in order to most quickly and efficiently proceed with the Additional Projects.

The goal and objective of the proposed Second Amendment is in the best interests of the County in terms of public health and safety, as providing the County with the additional services that it needs in order to most quickly and efficiently proceed with the Additional Projects will help ensure that the necessary construction work included in those projects moves forward rapidly.

The goal and objective of the proposed Second Amendment will be tracked and monitored by the staff of the Department.

I respectfully recommend the adoption of the attached resolution.

HJG/AS/BBS/cg/bdm-r

RESOLUTION

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

RESOLVED, that the County of Westchester (the “County”), acting by and through its Department of Public Works and Transportation (the “Department”), is hereby authorized to amend its agreement with TriState Planning Engineering & Land Surveying, P.C. (the “Consultant”), pursuant to which the Consultant was to provide engineering services in connection with the Department’s project for ‘Rehabilitation of Tuckahoe Road, CR #36 & #59, City of Yonkers, New York’, for a term expiring on December 31, 2029, for a total amount not-to-exceed \$712,060.93, (No. 21-916; the “Agreement”) by, (i.) modifying the scope of services of the Agreement to provide for additional engineering services, in the form of construction administration services, for the Department projects identified as, (a.) Tuckahoe Road Bridges over Bronx River (BIN 3364940) and Bronx River Parkway (BIN 3348000); and (b.) Park Avenue Viaduct (Parkway Viaduct) over Bronx River Parkway (BIN3348850) in Yonkers, New York; (ii.) increasing the not-to-exceed amount of the Agreement by \$2,089,860.95, to a new total not-to-exceed amount of \$2,801,921.88, in order to pay for the additional services; and (iii.) modifying the budget of the Agreement in order to allocate the additional funds; and be it further

RESOLVED, that the resolution approved on March 19, 2026, which authorized the County to amend the Agreement, is hereby rescinded; and be it further

RESOLVED, that except as specifically hereby authorized to be amended, all terms and conditions of the 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 to execute any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this resolution.

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|--------------------|-----------------------|---|
| Original Agreement | \$ 712,060.93 | (Design and Construction Administration Services) |
| First Amendment | 0.00 | (Term Extension to 12/31/2029) |
| This Amendment | <u>2,089,860.95</u> | (Additional Construction Administration Services) |
| TOTAL | \$2,801,921.88 | |

Agreement No. 21-916

| Account to be Charged/Credited | Fund | Dept. | Major Program, Program & Phase or Unit | Object/ Sub Object | Bond Act No. | Dollars |
|--------------------------------|------|-------|--|--------------------|--------------|--------------|
| | 366 | 46 | RB199-01-I | 6120-05 | BA #246-2025 | \$ 54,860.95 |
| | 366 | 46 | RB03I-01-I | 6120-05 | BA #248-2025 | \$835,000.00 |
| | 366 | 46 | RB04D-01-I | 6120-05 | BA #250-2025 | \$325,000.00 |
| | 366 | 46 | RB04J-01-I | 6120-05 | BA #252-2025 | \$875,000.00 |
| | | | | | | |

Budget Funding Year(s): 2026 Start Date: 06/01/2021 End Date: 12/31/2029
 (must match resolution)

Funding Source: Tax Dollars: 100%
 State: _____
\$ 2,089,860.95 Federal: _____
 (must match resolution) Other: _____