



ONBASE: 113807

TO: Board of Acquisition and Contract

FROM: Dr. Belinda S. Miles, President

DATE: May 28, 2026

SUBJECT: Authority for the County of Westchester, acting by and through Westchester Community College, to amend Agreement No.WCC-24-950 with Fuller & D'Angelo P.C., Architects & Planners, whereby Fuller & D'Angelo P.C., Architects & Planners was to provide design services in connection with Science Building Infrastructure Upgrades, Phase I, Westchester Community College, New York, in order to: 1) increase the not-to-exceed amount authorized thereunder by an additional \$34,120.00, for a total aggregate amount not-to-exceed \$175,551.00; 2) extend the term of the Agreement retroactively from December 31, 2025 to December 31, 2027; and 3) expand the scope of services to provide for additional design services associated with this project.

By Resolution approved on January 18, 2024, your Honorable Board authorized the County of Westchester (the "County"), acting by and through Westchester Community College (the "College"), to enter into an agreement with Fuller & D'Angelo P.C., Architects & Planners (the "Consultant") whereby the Consultant was to provide Design Services in connection with Science Building Infrastructure Upgrades, Phase I, including schematic design, design development, construction documents, bidding assistance, and construction administration services (the "Services"), for a term commencing on February 1, 2024, and continuing through December 31, 2025, for a total amount not-to-exceed \$141,131.00 (the "Agreement") The Agreement was subsequently executed.

Fuller & D'Angelo P.C. successfully completed portions of the contracted services, including the bidding phase, schematic design phase, design development phase, and construction document phase but the original construction project was not initiated following completion of the initial design and bidding phases;

The College intends to rebid the original construction project and requires continuation of professional services related to updating bid documents, providing rebidding assistance, and completing the remaining construction administration services. Due to Fuller & D'Angelo P.C.'s prior involvement in the project, familiarity with the existing plans and specifications, and continuity of design responsibility, it is in the best interest of College to retain the firm to complete the remaining phases of the project.

Accordingly, authority of your Honorable Board is requested for the County, acting by and through College's Physical Plant Department ("Department"), to amend the Agreement with the Consultant in order to: (1) increase the not-to-exceed amount authorized thereunder by an additional \$34,120, for a total aggregate amount not-to-exceed \$175,551.00; (2) retroactively

extend the term of the Agreement from December 31, 2025 to December 31,2027; and (3) expand the scope of services to provide for additional design services during the rebidding and construction phase of this project (the "First Amendment").

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

A resolution exempting this First Amendment from the requirements of the Westchester County Procurement Policy pursuant to Section 3(a)xxi is being sought by separate resolution submitted on even date herewith, which must be approved by your Honorable Board before this resolution is considered.

The Consultant shall provide and furnish the County with updated proof of insurance as required under the Agreement.

Except as otherwise specifically amended hereby, all remaining terms and conditions of the Agreement shall remain in full force and effect.

I believe that it is in the best interest of the College to enter into this First Amendment, and I therefore recommend that you act favorably on the annexed proposed resolution.

BSM/sm/cm
Attachment

RESOLUTION

Upon communication from the President of Westchester Community College, be it:

RESOLVED, that the County of Westchester (“County”), acting by and through Westchester Community College (the “College”), is authorized to enter into a First Amendment (“First Amendment”) to its Agreement No. WCC-26-970 (“Agreement”) with Fuller & D’Angelo P.C., Architects & Planners (the “Consultant”), in connection with design services for the Science Building Infrastructure Upgrades, Phase I, Westchester Community College, Valhalla, New York, in order to: (1) increase the not-to-exceed amount authorized thereunder by an additional \$34,120.00, for a total aggregate amount not-to-exceed \$175,551.00; (2) retroactively extend the terms of the Agreement from December 31, 2025 to December 31, 2027; and (3) expand the scope of services to provide for additional services during the rebidding and construction phase of this project; and be it further

RESOLVED, except as otherwise specifically amended hereby, all remaining terms and conditions of the Agreement shall remain in full force and effect; and be it further

RESOLVED, that the President of Westchester Community College or the President’s duly authorized designee is hereby authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purposes hereof.

Original Agreement Total Amount NTE: \$141,431.00
 First Amendment Total Amount : \$34,120.00
New Total NTE Amount: \$175,551.00

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
381	32	WCC86-01-E	6020/01	25-2022	\$34,120

Budget Funding Year(s) 25-26 Start 2/1/2024 End Date 12/31/27
 (must match resolution)

Funding Source Tax Dollars \$17,060
 State Aid \$17,060

\$ 34,120.00 Federal Aid _____
 (must match resolution)

Other _____