

92632

TO: Board of Acquisition and Contract

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

DATE: April 19, 2022

SUBJECT: First Amendment to Agreement No. 19-908 in the matter of On-Call Construction Administration Services for Roadway and Bridge construction projects at various locations in Westchester County, New York

Consultant: WSP USA Inc.

Amendment Amount: \$500,000.00

Subconsultant Approval: Badey & Watson Surveying and Engineering, P.C. (WBE)
Aquifer Drilling and Testing, Inc.

The County of Westchester ("County"), acting by and through its Department of Public Works and Transportation ("Department"), entered into Agreement Number 19-908 ("Agreement"), dated February 25, 2019, with WSP USA Inc. ("Consultant"), 500 Summit Lake Drive, Suite 450, Valhalla, New York 10595, wherein the Consultant was to provide On-Call Construction Administration Services for Roadway and Bridge construction projects at various locations in Westchester County, New York. The Agreement expired on February 24, 2022. The Agreement may be extended for an additional two (2) years at the sole option of the County.

The construction administration services included in the original Agreement have been in progress. The Department has been satisfied with the quality of services provided to date. In order to provide anticipated services for the remainder of the term, the Department needs to amend this Agreement for additional services. The Consultant will provide additional services for the Bronxville Lake Pedestrian Bridge Replacement and other projects as needed.

Authority of your Honorable Board is therefore requested to amend the existing Agreement between the County and the Consultant retroactively to February 24, 2022 to provide for additional On-Call Construction Administration Services for Roadway and Bridge construction projects at various locations in Westchester County, New York. The Consultant shall provide additional on-call construction administration services to assist Department personnel in overseeing construction projects. 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, review and process contractors' applications for payment, and provide other consulting services as directed by the Commissioner of the Department.

The objective of this project will be to perform construction administration services for various projects in Westchester County. This work is necessary to ensure that construction work is in conformance with the contract documents. Projects vary in complexity and cost and include roadways, bridges, site construction, stormwater, and drainage. Project budgets may range from \$100,000 to \$10,000,000. This Agreement will benefit the public as it will provide a cost-effective method to manage any future increase in required construction inspection activities, thereby ensuring timely project completion within budget.

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 \$500,000.00 pursuant to an approved budget, bringing the total Agreement plus Amendment to \$2,750,000.00. The completion date of the Agreement shall be extended to February 24, 2024.

In addition, the Consultant has requested the utilization of the following subconsultants: Badey & Watson Surveying and Engineering, P.C., a WBE firm, for Land Surveying Services, 3063 Route 9, Cold Spring, New York 10516; and Aquifer Drilling and Testing, Inc., for Geotechnical Services, 75 East 2nd Street, Mineola, New York 11501.

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/GMK/NS/RSD/as

RESOLUTION

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

RESOLVED, that the existing Agreement No. 19-908 ("Agreement") between the County of Westchester ("County"), acting by and through its Department of Public Works and Transportation ("Department"), and WSP USA Inc. ("Consultant"), 500 Summit Lake Drive, Suite 450, Valhalla, New York 10595, be amended retroactively to February 24, 2022 to provide for additional On-Call Construction Administration Services for Roadway and Bridge construction projects at various locations in Westchester County, New York. The Consultant shall provide additional on-call construction administration services to assist Department personnel in overseeing construction projects. 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, review and process contractors' applications for payment, and provide other consulting services as directed by the Commissioner of the Department; and be it further

RESOLVED, that for the additional services rendered, the Consultant shall be paid a fee of \$500,000.00 pursuant to an approved budget, increasing the total maximum fee to \$2,750,000.00; and be it further

RESOLVED, that the completion date of the Agreement shall be extended to February 24, 2024; and be it further

RESOLVED, that the use of the following subconsultants also be approved: Badey & Watson Surveying and Engineering, P.C., a WBE firm, for Land Surveying Services, 3063 Route 9, Cold Spring, New York 10516; and Aquifer Drilling and Testing, Inc., for Geotechnical Services, 75 East 2nd Street, Mineola, New York 11501; 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	\$	2,250,000.00	(On-Call Construction Administration Services)
This Amendment		<u>500,000.00</u>	(Additional On-Call Construction Administration Services)
TOTAL	\$	2,750,000.00	

Agreement No. 19-908

Account to be
Charged/Credited

Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub Object	Bond Act No.	Dollars
165	42	6100	4998-03	N/A	\$158,000.00
366	46	TBD		TBD	\$342,000.00

Budget Funding Year(s): 2019-2024 Start Date: 02/25/19 End Date: 02/24/24
(must match resolution)

Funding Source: Tax Dollars: <u>100% County</u>	Contractor Federal I.D. No./
State Aid: _____	Social Security No.: _____
<u>\$500,000.00</u> Federal Aid: _____	Vendor No.: _____
(must match resolution) Other: _____	Encumbrance No.: _____