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TO: Board of Acquisition and Contract

FROM: Jay T. Pisco, P.E.
Commissioner of Public Works and Transportation

DATE: July 3, 2012

SUBJECT: Authorization to extend the term of Agreement No. 04-952
with Chas. H. Sells, Inc. (d/b/a WSP Sells) until December 31, 2012

Authority of your Honorable Board is requested to extend the term of Agreement No. 04-952 between the County of Westchester and Chas. H. Sells, Inc. (d/b/a WSP Sells), 555 Pleasantville Road, Briarcliff Manor, New York 10510, for the provision of engineering services in connection with the Rehabilitation of June Road, C.R. 310, from Route 121 to Putnam County Line, Town of North Salem, New York, until December 31, 2012. The original Agreement, dated March 1, 2005, was for the provision of engineering services in connection with the Rehabilitation of June Road, C.R. 310, from Route 121 to Putnam County Line, Town of North Salem, New York. The Agreement was thereafter amended pursuant to a Resolution approved July 13, 2006, to provide engineering services associated with additional design needed to meet New York State Department of Transportation and Federal requirements because the project had become eligible for Federal aid. The Resolution extended the term of the original Agreement until December 31, 2008 and increased the amount of the original Agreement by \$82,147.00, bringing the total original Agreement plus Amendment to \$251,647.00. After this additional work was performed, Federal funding for the project was reallocated and the project switched back to 100% County funding to avoid further delays from the protracted State/Federal review process.

The objective of this project was to rehabilitate a badly deteriorated roadway while incorporating localized improvements to drainage and Department of Environmental Conservation requirements for water quality treatment. This project is in the public's best interest because it dramatically improves the condition of an existing County roadway, thereby promoting the health and safety of the general public.

The County has been satisfied with the quality of services provided to date. Unfortunately, the expiration date of the Agreement was overlooked and an extension of the Agreement is necessary to pay the consultant for completion of the design phase and design services during construction. The professional services of Chas. H. Sells, Inc. (d/b/a WSP Sells) will also be required beyond the completion date for as-built drawing revisions and final contract closeout. Attached is a Resolution requesting an extension of the agreement until December 31, 2012, with no increase in the not to exceed amount of \$251,647.00.

The department will track scheduling and accomplishments by the consultant and perform on-site inspections to ensure the successful completion of tasks. It is recognized and understood that the County shall evaluate the performance of this contract by the consultant and shall use such evaluation in deciding to award future contracts to the consultant.

I urge your favorable consideration of the annexed proposed Resolution.

RESOLUTION

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

RESOLVED, that the County of Westchester, acting by and through its Department of Public Works and Transportation, ("County") be and is hereby authorized to amend Agreement No. 04-952 with Chas. H. Sells, Inc. (d/b/a WSP Sells), 555 Pleasantville Road, Briarcliff Manor, New York 10510 for the provision of engineering services in connection with the Rehabilitation of June Road, C.R. 310, from Route 121 to Putnam County Line, Town of North Salem, New York, by extending the term until December 31, 2012; and be it further

RESOLVED, that all other terms and conditions of Agreement No. 04-952, including the not to exceed amount of \$251,647.00 shall remain the same; 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 and appropriate to effectuate the purposes hereof.

Agreement No. 04-952

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	366	46	RB08900E	6120-03		N/A

Budget Funding Year(s) 2012 Start Date 12/27/04 End Date 12/31/12
 (must match resolution)

Funding Source: Tax Dollars 100% County Contractor Federal I.D. No./ Social Security No.: _____
 State Aid _____
 \$ N/A Federal Aid _____ Vendor No.: _____
 (must match resolution) Other _____ Encumbrance No.: _____