

33697

TO: Honorable Board of Acquisition and Contract

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

DATE: April 24, 2013

SUBJECT: Authority to Consent to the Assignment of Agreement No. DOT03-09A-2010 with Macro Corporation for Professional Consulting Services in connection with the Installation of an Electronic Transit (Data) Communication System (TCS) for the Bee-Line System to Ross & Baruzzini, Inc., and to Extend the Completion Date to December 31, 2014.

On February 13, 2003 your Honorable Board approved a Resolution to authorize the County of Westchester (the "County") to enter into an agreement with Macro Corporation for professional consulting services in connection with the design and installation of an electronic transit data communication system for the Bee-Line System, and integration of that system with the County-wide trunked voice communication system. The agreement was thereafter amended pursuant to a Resolution approved June 9, 2005 to provide for new radio frequencies, additional equipment for the fixed base transmitter sites, and additional Quality Assurance/Program Management services. The agreement was thereafter further amended by Resolution approved August 30, 2007 to provide additional work in specification contract negotiations and revisions, farebox interface specifications, CMF control center design, extended project schedule, new radio site addition of tectonics engineering for new radio site designs, engineering drawings, and out of County building permit approvals. The agreement was thereafter further amended by Resolution approved May 28, 2009 to provide additional work to evaluate the acquisition of an automatic vehicle locator system for approximately seventy (70) paratransit vans that were not anticipated in the initial scope; and evaluate the integration of the bus locator system with a traffic signal replacement program on Central Avenue in White Plains and Greenburgh as part of the Bus Rapid Transit Program for the entire Central Avenue corridor, which was not foreseen in the original scope. The agreement was thereafter further amended by Resolution approved July 15, 2010 to provide additional work to customize the Automated Vehicle Location System to the unique scheduling and data systems used by the Westchester bus operators. The agreement was thereafter further amended by Resolution approved to provide project management services to ensure the project is successfully completed. The agreement was thereafter further amended by Resolution approved December 29, 2011 to provide project management support, technical support, testing support, and documentation reviews necessary to complete the project, and to provide a desired level of support during the first three (3) months of the warranty period. The agreement was thereafter further amended by Resolution approved November 29, 2012 to provide continued project management support, technical support, actions item tracking, testing support, and document reviews necessary to complete this project.

Upon communication from Macro Corporation, the County was informed that effective March 31, 2013, Macro Corporation sold substantially all of its assets to Ross & Baruzzini, Inc. As a result of this sale, Macro Corporation is requesting that all contracts Macro Corporation has with its clients be assigned to Ross & Baruzzini, Inc.

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Macro Corporation has requested that the County approve the assignment of Agreement No. DOT03-09A-2010, dated February 20, 2003 to Ross & Baruzzini, Inc. The same principals and staff shall be assigned to complete the work, thus guaranteeing continuity to the project.

Therefore, it is hereby requested of your Honorable Board to consent to the assignment of Agreement No. DOT03-09A-2010, dated February 20, 2003, from Macro Corporation to Ross & Baruzzini, Inc., 6 South Old Orchard, St. Louis, Missouri 63119.

It is also hereby requested that the completion date of Agreement No. DOT03-09A-2010 be extended to December 31, 2014 at no additional cost to the County in order to complete the fixed end upgrade of the Transit Communications System.

This matter has been reviewed by the Department of Law.

The proposed form of Resolution to accomplish the foregoing is attached hereto.

Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/23/2013 - JOMARY VIEIRA, SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester is hereby authorized to consent to the assignment of Agreement No. DOT03-09A-2010, dated February 20, 2003, for professional consulting services in connection with the Installation of an Electronic Transit (Data) Communication System (TCS) for the Bee-Line System, from Macro Corporation to Ross & Baruzzini, Inc., 6 South Old Orchard, St. Louis, Missouri 63119, effective as of March 31, 2013; and be it further

RESOLVED, that the completion date of the Agreement shall be extended to December 31, 2014 at no additional cost to the County; and be it further

RESOLVED, that as a condition for the granting of the County's consent to this assignment, Ross & Baruzzini, Inc. will comply with all contract provisions; and be it further

RESOLVED, that all other terms and conditions of Agreement No. DOT03-09A-2010 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	\$ 417,000.00
First Amendment	\$ 350,000.00
Second Amendment	\$ 600,000.00
Third Amendment	\$ 376,189.00
Fourth Amendment	\$ 125,558.00
Fifth Amendment	\$ 109,053.00
Sixth Amendment	\$ 91,362.00
Seventh Amendment	\$ 92,400.00
This Amendment	<u>\$ 0.00</u>
TOTAL	\$2,161,267.00

Agreement No. DOT03-09A-2010

Account to be Charged/credited	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	365	44	T000607S	6190-01		N/A

Budget Funding Year(s) N/A Start Date 02/01/2003 End Date 12/31/2014
 (must match resolution)

Funding Source Tax Dollars _____
 State Aid _____
 Federal Aid _____
\$ _____
 (must match resolution) Other _____