

62807

TO: Board of Acquisition and Contract

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

DATE: April 23, 2018

SUBJECT: Authority to Enter into Agreement No. 18-913
In the matter of engineering services in connection with engineering study and report evaluating the design and treatment capabilities of the existing stormwater management system to comply with the New York State Department of Environmental Conservation Consent Order at Westchester County Airport, Towns of Harrison and North Castle and Village of Rye Brook, Westchester County, New York

Consultant: RS&H Architect and Engineer, P.C.
Agreement Amount: \$166,300.00

Authority of your Honorable Board is requested to enter into an Agreement in connection with engineering study and report evaluating the design and treatment capabilities of the existing stormwater management system to comply with the New York State Department of Environmental Conservation (the "DEC") Consent Order at Westchester County Airport, Towns of Harrison and North Castle and Village of Rye Brook, Westchester County, New York.

On February 5, 2018, the Westchester County Board of Legislators (the "Board") authorized the County Attorney to enter into the Consent Order settling the administrative claims of the DEC at Westchester County Airport. On March 12, 2018 the County consented to the order.

The Consent Order requires the County to submit to the DEC an engineering study and report evaluating the design and treatment capabilities of the existing stormwater management system at the Airport. This report shall include, at a minimum, evaluations of the design and function of all the objectives of the existing stormwater detention basins at the Airport and the stormwater management system's existing capacity for runoff. The County shall submit to the DEC as part of the study and report a plan for upgrading and maintaining the existing stormwater management system to provide adequate capacity for runoff and ensure the system is functioning properly. This study must be submitted to the DEC within one year of the effective date of the order.

In consultation with the Law Department and based on the fact the necessary tasks required to complete the study and report will require approximately ten months it has been determined that this is a condition that was unforeseen, affects the life, health, safety and property of the County's inhabitants and requires immediate attention and therefore meets the legal requirements for an emergency contract. Normally, this procurement would follow the steps set out in the County's Procurement Policy and quotes would be solicited for the necessary work. As described below, it is recommended that it is in the best interests of the County to utilize RS&H Architect and Engineer, P.C. to prepare the required study and report without soliciting quotes from other vendors.

RS&H Architect and Engineer, P.C. has extensive experience in the establishment of deicing standards and treatment policies nationwide. Additionally, they have the on-staff expertise and experience to prepare the study and report to meet the requirements of the Consent Order.

The services to be performed by RS&H Architect and Engineer, P.C. to comply with the Consent Order shall include, but not be limited to:

- Project management including development of project work plan
- Data review and gap determination
- Site visits and investigations
- Evaluation of existing system design objectives, capacity and performance
- Evaluation of existing system improvement options
- Development of stormwater plan

The Department of Public Works and Transportation will track scheduling and accomplishments by the consultant and perform on-site inspections to ensure the successful completion of this project.

Payment for this entire contract will be made from the Airport Special Revenue Fund, not the County General Fund and will not impact the County tax levy.

This matter has been reviewed by the Law Department

I recommend adoption of the attached proposed Resolution.

RESOLUTION

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

RESOLVED, that approval is hereby granted to enter into an Agreement with the firm of RS&H Architect and Engineer, P.C., One Penn Plaza, 36th Floor, Suite 3662, New York, New York 10119, for engineering services in connection with engineering study and report evaluating the design and treatment capabilities of the existing stormwater management system to comply with the New York State Department of Environmental Conservation Consent Order at Westchester County Airport, Towns of Harrison and North Castle and Village of Rye Brook, Westchester County, New York; and be it further

RESOLVED, the consultant shall provide study services associated with this project. For study services, the consultant shall provide project management, data review and gap determination, site visits and investigations, evaluation of existing system design objectives, capacity and performance, evaluation of existing system improvement options, and, development of stormwater plan; and be it further

RESOLVED, that for services rendered in accordance with the consultant's proposal, a total compensation of \$166,300.00, shall be provided, pursuant to an approved budget; and be it further

RESOLVED, that the Agreement shall commence upon the consultant's receipt of written notice from the Commissioner of Public Works and Transportation or his designee and that the completion date shall be December 31, 2019; 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.

Agreement No. 18-913

Account to be Charged/Credited	Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub Object	Bond Act No.	Dollars
	161	44	4110	4420-01	N/A	\$166,300.00

Budget Funding Year(s): 2018 Start Date: 05/07/2018 End Date: 12/31/2019
 (must match resolution)

Funding Source: Tax Dollars: _____

State Aid: _____

\$166,300.00 Federal Aid: _____

(must match resolution)

Other: 100% Airport Special Revenue Fund