

79881

**TO:** Board of Acquisition and Contract  
**FROM:** Hugh J. Greechan, Jr., PE  
Commissioner of Public Works and Transportation  
**DATE:** October 6, 2020  
**SUBJECT:** Second Amendment to Agreement No. 16-907 in the matter of Engineering Services in connection with the Replacement of Overhead Sign Structures, Various County Road Locations, Westchester County, New York

**Consultant:** Lockwood, Kessler & Bartlett, Inc.  
**Amendment Amount:** \$256,451.00

*Subconsultant Approval:* Thompson Technologies

---

The County of Westchester (“County”), acting by and through its Department of Public Works and Transportation (“Department”), entered into Agreement Number 16-907 (“Agreement”), dated June 9, 2016, with Lockwood, Kessler & Bartlett, Inc. (“Consultant”), One Aerial Way, Syosset, New York 11791, wherein the Consultant was to provide engineering design services associated with the Replacement of Overhead Sign Structures, Various County Road Locations, Westchester County, New York. The Agreement was thereafter amended by Resolution approved March 7, 2019, for construction administration services associated with the Replacement of Overhead Sign Structures, Various County Road Locations, Westchester County, New York and to extend the term of the Agreement to December 31, 2023.

The engineering services included in the original Agreement are in progress. The County has been satisfied with the quality of services provided to date. Due to unforeseen field conditions, construction is expected to take longer than originally anticipated. Due to the extended construction time frame, additional construction administration services are necessary. The County has also requested that the Consultant provide additional design services during construction for traffic camera system upgrades to be implemented as part of this project.

It is therefore requested that the existing Agreement be further amended to provide for additional construction administration services and design services during construction in connection with the Replacement of Overhead Sign Structures, Various County Road Locations, Westchester County, New York. 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 and review and process contractors’ applications for payment. In addition, the Consultant shall provide design services during construction including migration of the County traffic camera system from the existing Windows Server 2008 platform to Windows Server 2019 and programming updated computer software components.

The objective of this project will be to replace 34 overhead sign structures and sign panels on various County roads. This work is necessary due to deterioration of the sign structures and associated foundations. The location and text of these signs are mandated by the Manual of Uniform Traffic Control Devices. Many of these signs were installed by the New York State Department of Transportation (“NYSDOT”) as part of the interstate highway construction and most are older than 40 years old. Recent NYSDOT inspection has revealed many deficiencies on these structures and on the sign panels. The new signs and structures will meet current design standards. The overhead sign structure replacement work shall include, but not be limited to, the following items: removal and replacement of the existing signs and structures, grading, surface restoration, and potential limited tree removals plus clearing/grubbing. This Agreement will benefit the public as it will enhance the functionality of the overhead sign structures and associated roadways ensuring their safe use by the traveling public.

The engineering discipline encompassed in this Amendment is not new, but rather, it is an integral part of the project that involves the same degree of skill, experience and complexity as the expertise generally described in the original project. 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 \$256,451.00 pursuant to an approved budget, bringing the total Agreement plus Amendments to \$902,651.00. The completion date of the Agreement shall remain December 31, 2023.

In addition, the Consultant has requested the utilization of the following subconsultant: Thompson Technologies, for Traffic Camera System Upgrade Services, 518 Grand Tully Way, Ottawa, Ontario K1Y 4L8 Canada.

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/NS/KMR/as

# RESOLUTION

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

RESOLVED, that the existing Agreement No. 16-907 (“Agreement”) between the County of Westchester (“County”) and Lockwood, Kessler & Bartlett, Inc. (“Consultant”), One Aerial Way, Syosset, New York 11791, be amended to provide for engineering services in connection with the Replacement of Overhead Sign Structures, Various County Road Locations, Westchester County, New York. The Consultant shall provide additional construction administration services and design services during construction associated with this project. 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 and review and process contractors’ applications for payment. In addition, the Consultant shall provide design services during construction including migration of the County traffic camera system from the existing Windows Server 2008 platform to Windows Server 2019 and programming updated computer software components; and be it further

RESOLVED, that for the additional services rendered in accordance with the Consultant’s proposal, Lockwood, Kessler & Bartlett, Inc., shall be paid a fee of \$256,451.00 pursuant to an approved budget, increasing the total maximum fee to \$902,651.00; and be it further

RESOLVED, that the use of the following subconsultant also be approved: Thompson Technologies, for Traffic Camera System Upgrade Services, 518 Grand Tully Way, Ottawa, Ontario K1Y 4L8 Canada; 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	\$	406,000.00	(Design Services)
First Amendment		240,200.00	(Construction Administration Services)
This Amendment		<u>256,451.00</u>	(Additional Construction Administration Services & Design Services During Constr.)
TOTAL	\$	902,651.00	

Agreement No. 16-907

Account to be Charged/Credited	Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub Object	Bond Act No.	Dollars
	366	46	RB141-01-E	6120-03	BA #1-2019	\$ 50,000.00
	366	46	RB141-01-I	6120-05	BA #1-2019	\$ 206,451.00

Budget Funding Year(s): 2020 Start Date: 06/09/16 End Date: 12/31/23  
 (must match resolution)

Funding Source: Tax Dollars: 100% County Contractor Federal I.D. No./  
 State Aid: \_\_\_\_\_ Social Security No.: \_\_\_\_\_  
\$256,451.00 Federal Aid: \_\_\_\_\_ Vendor No.: \_\_\_\_\_  
 (must match resolution) Other: \_\_\_\_\_ Encumbrance No.: \_\_\_\_\_