

**52195**

**TO:** Board of Acquisition and Contract

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

**DATE:** June 7, 2016

**SUBJECT:** Authorization to extend the term of Agreement No. 11-933  
with Dvirka and Bartilucci Consulting Engineers, a Division of  
William F. Cosulich Associates, PC, until August 31, 2016

---

Pursuant to a Resolution approved on January 12, 2012, the County of Westchester (the "County") entered into Agreement Number 11-933 with Dvirka and Bartilucci Consulting Engineers, A Division of William F. Cosulich Associates, PC (the "Consultant"), 330 Crossways Park Drive, Woodbury, New York 11797, wherein the Consultant was to provide engineering services for the Bulkhead Rehabilitation, Yonkers Joint Wastewater Treatment Plant, City of Yonkers, New York (the "Agreement") for the term January 30, 2012 through December 31, 2014, in the amount of \$99,500.00.

The County has been satisfied with the quality of services provided to date, which included design work for Phases II, III, and IV and design services during construction for Phase II only. Phase II project completion was delayed due to construction issues including adverse weather conditions and tidal work restrictions. It now appears that the professional services of the Consultant will be required beyond the original Agreement completion date in order to provide design services during construction.

Therefore, authority of your Honorable Board is requested to extend the term of Agreement No. 11-933 between the County of Westchester and the Consultant for the provision of engineering services in connection with the Bulkhead Rehabilitation, Yonkers Joint Wastewater Treatment Plant, Yonkers, New York until August 31, 2016 with no increase in the not to exceed amount of \$99,500.00.

Except as specifically amended hereby, all other terms and conditions of Agreement No. 11-933 will remain the same.

The objective of this project will be to rehabilitate the cellular bulkhead along the Hudson River at the Yonkers Joint Wastewater Treatment Plant ("YJWWTP"). The bulkhead at YJWWTP is being rehabilitated in four (4) phases. This work is necessary to provide improved sanitary facilities that are in compliance with all applicable regulations. This project will implement the most cost-effective and environmentally compliant technologies available. This agreement will benefit the public as it avoids potential adverse environmental impact to the surrounding properties, thereby promoting public health policies and law.

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.

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

# RESOLUTION

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

**RESOLVED**, that the County of Westchester (the “County”), acting by and through its Department of Public Works and Transportation (the “Department”), is hereby authorized to amend Agreement No. 11-933 with Dvirka & Bartilucci Consulting Engineers, A Division of William F. Cosulich Associates, PC (the “Consultant”), 330 Crossways Park Drive, Woodbury, New York 11797, for the provision of engineering services in connection with the Bulkhead Rehabilitation, Yonkers Joint Wastewater Treatment Plant, Yonkers, New York, by extending the term of the Agreement until August 31, 2016; and be it further

**RESOLVED**, that except as specifically amended hereby, all other terms and conditions of Agreement No. 11-933, including the not to exceed amount of \$99,500.00, shall remain the same; and be it further

**RESOLVED**, that the County Executive or his duly authorized designee be and hereby is authorized and empowered to execute all appropriate contracts or documents necessary to effectuate the purposes of this resolution in the manner prescribed by law.

Original Agreement:	\$ 99,500.00	(Engineering Services)
This Amendment:	\$ 0.00	(Term Extension)
Total:	\$ 99,500.00	

Agreement No. 11-933

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase or Unit	Object/ Sub Object	Bond Act No.	Dollars
	322	60	SY03700E	6120-03	BA #236-2011	N/A

Budget Funding Year(s):  N/A  Start Date:  January 30, 2012  End Date:  August 31, 2016   
(must match resolution)

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

---