

72185

**TO:** Board of Acquisition and Contract

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

**DATE:** October 21, 2019

**SUBJECT:** Authority to Enter into Agreement #19-925  
In the matter of Engineering Services in connection with  
Backflow Preventer Facility and Water Supply Improvements, Westchester County Airport,  
Towns of Harrison and North Castle and Village of Rye Brook, New York

**Consultant:** OLA Consulting Engineers, P.C.  
**Agreement Amount:** \$1,354,950.00

*Subconsultant Approval:* D&B Engineers and Architects, P.C.  
DACK Consulting Solutions, Inc. (MBE/WBE)

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Authority of your Honorable Board is requested for the County of Westchester (the "County") acting by and through its Department of Public Works and Transportation (the "Department") to enter into Agreement No. 19-925 (the "Agreement") with OLA Consulting Engineers, P.C. (the "Consultant"), 50 Broadway, Hawthorne, New York 10532, in connection with Engineering Services for Backflow Preventer Facility and Water Supply Improvements, Westchester County Airport (the "Airport"), Towns of Harrison and North Castle and Village of Rye Brook, New York. The Consultant shall provide design services associated with this project. Design services shall include the preparation of construction contract documents (drawings and specifications), construction cost estimates, any required addenda, and a bid analysis including an evaluation of the bids to determine compliance with bidding requirements and whether the bidders are responsible so that the County may recommend award of the construction contracts. In addition, the Consultant shall provide design services during construction consisting of shop drawing and submittal review, attendance at project meetings, periodic site visits and preparation of as-built drawings. The County reserves the right to amend this Agreement with the Consultant at a future date to provide for additional design services and construction phase services including but not limited to construction administration services and project close-out services.

The objective of this project will be to make improvements to the backflow preventer facility and water supply at the Airport. This work is necessary due to the existing pumps being past their useful life and not providing adequate pressure to comply with National Fire Protection Association ("NFPA") pump pressure standards. The rehabilitation work shall include, but not be limited to, the following items: replacement of pumps, valves, gauges, and piping. In addition, a portion of this work is a requirement of a NYSDEC Consent Order at the Airport. This agreement will benefit the public as it will ensure the service reliability of the Airport's water system for fire protection, service requirements, and water conservation.

Board of Acquisition and Contract  
Agreement No. 19-925  
Backflow Preventer Facility and Water Supply Improvements  
Westchester County Airport  
OLA Consulting Engineers, P.C.  
Page 2

Since the estimated fee for professional services was greater than \$100,000, in accordance with the Rules of the Professional Prequalification and Selection Boards, on October 8, 2014, a meeting of the Professional Prequalification Board was held to discuss the scope of work and request a list of qualified firms to provide the necessary services. The list was reviewed by the Professional Selection Board on November 12, 2014 whereby Damiano Barile Engineers, P.C.; Di Bari Engineering, P.C.; OLA Consulting Engineers, P.C.; STV Incorporated; and Urban Engineers of New York, P.C. were selected to possibly perform said services. On March 18, 2015, a request for proposal ("RFP") was sent to the qualified firms and subsequently three (3) proposals were received on April 9, 2015. The project was then put on hold for several years due to prior consideration regarding possible privatization of the Airport.

After reviewing the proposals, and based on the evaluation criteria set forth in the RFP, including technical merit and net cost, the Professional Selection Board at its meeting held September 4, 2019, selected OLA Consulting Engineers, P.C. as the number one firm to perform engineering services in connection with Backflow Preventer Facility and Water Supply Improvements at the Airport, for a total fee of \$1,354,950.00, pursuant to an approved budget, which represents the best possible contract for the County.

In addition, the Consultant has requested the utilization of the following subconsultants: D&B Engineers and Architects, P.C., for Civil Engineering, Landscape Architecture, Architecture, Structural Engineering, Hydraulic Modeling, and Environmental Engineering Services, 4 West Red Oak Lane, Suite 315, White Plains, New York 10604; and DACK Consulting Solutions, Inc., an MBE and WBE firm, for Cost Estimating Services, 2 William Street, White Plains, New York 10601.

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

The proposed has been reviewed and is judged to be responsive to the task at hand.

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

This matter has been reviewed by the Deputy County Executive and the Commissioner of the Department of Planning, and they are in concurrence.

I recommend adoption of the attached proposed Resolution.

HJG/JA/as

# RESOLUTION

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

RESOLVED, that approval is hereby granted for the County of Westchester (the "County") acting by and through its Department of Public Works and Transportation (the "Department") to enter into Agreement No. 19-925 (the "Agreement") with OLA Consulting Engineers, P.C. (the "Consultant"), 50 Broadway, Hawthorne, New York 10532, in connection with Engineering Services for Backflow Preventer Facility and Water Supply Improvements, Westchester County Airport (the "Airport"), Towns of Harrison and North Castle and Village of Rye Brook, New York. The Consultant shall provide design services associated with this project. Design services shall include the preparation of construction contract documents (drawings and specifications), construction cost estimates, any required addenda, and a bid analysis including an evaluation of the bids to determine compliance with bidding requirements and whether the bidders are responsible so that the County may recommend award of the construction contracts. In addition, the Consultant shall provide design services during construction consisting of shop drawing and submittal review, attendance at project meetings, periodic site visits and preparation of as-built drawings. The County reserves the right to amend this Agreement with the Consultant at a future date to provide for additional design services and construction phase services including but not limited to construction administration services and project close-out services; and be it further

RESOLVED, that for services rendered in accordance with the Consultant's proposal, a total compensation of \$1,354,950.00, shall be provided, pursuant to an approved budget; and be it further

RESOLVED, that the use of the following subconsultants also be approved: D&B Engineers and Architects, P.C., for Civil Engineering, Landscape Architecture, Architecture, Structural Engineering, Hydraulic Modeling, and Environmental Engineering Services, 4 West Red Oak Lane, Suite 315, White Plains, New York 10604; and DACK Consulting Solutions, Inc., an MBE and WBE firm, for Cost Estimating Services, 2 William Street, White Plains, New York 10601; 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, 2022; 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. 19-925

| Account to be Charged/Credited | Fund | Dept | Major Program, Program & Phase or Unit | Object/ Sub Object | Bond Act No. | Dollars        |
|--------------------------------|------|------|--|--------------------|--------------|----------------|
|                                | 361  | 44   | A0097-01-E                             | 6120-03            | BA #71-2013  | \$1,074,950.00 |
|                                | 361  | 44   | A0116-01-E                             | 6120-03            | N/A          | \$ 280,000.00  |
|                                |      |      |  |                    |              |                |

Budget Funding Year(s): 2019 Start Date: 11/01/2019 End Date: 12/31/2022  
 (must match resolution)

Funding Source: Tax Dollars: \_\_\_\_\_ Contractor Federal I.D. No./  
 State Aid: \_\_\_\_\_ Social Security No.: \_\_\_\_\_  
\$1,354,950.00 Federal Aid: \_\_\_\_\_ Vendor No.: \_\_\_\_\_  
 (must match resolution) Other: 100% Airport Special Revenue Fund Encumbrance No.: \_\_\_\_\_