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**TO:** Board of Acquisition and Contract

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

**DATE:** June 9, 2020

**SUBJECT:** First Amendment to Agreement No. 15-919  
In the matter of Engineering Services in connection with  
Bronx River Reservation Pathway Renovation, from the Oak Street Loop to Midland Avenue,  
Cities of Yonkers and Mount Vernon and Village of Bronxville, New York

**Consultant:** Peter Gisolfi Associates, Architects and Landscape Architects, LLP  
**Amendment Amount:** \$118,150.00

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Authority of your Honorable Board is requested to amend existing Agreement Number 15-919 (“Agreement”) between the County of Westchester (“County”) and Peter Gisolfi Associates, Architects and Landscape Architects, LLP (“Consultant”), 566 Warburton Avenue, Hastings-on-Hudson, New York 10706. The original Agreement dated May 12, 2015, was for design services associated with Bronx River Reservation Pathway Renovation, from the Oak Street Loop to Midland Avenue, Cities of Yonkers and Mount Vernon and Village of Bronxville, New York. The original Agreement completion date was December 31, 2019.

The engineering services included in the original Agreement have been in progress. The County has been satisfied with the quality of services provided to date. The project was advanced to approximately 90% design completion in 2017, when the County put the project on hold. The County has decided to proceed with the project at this time. The Consultant has developed several options for the proposed work that have been reviewed by the County as the basis for final design. The following additional tasks have been identified that are not included in the existing Agreement: (1) revision of drawings and specifications due to the overlapping impact of another County project at Scout Field; and (2) additional design services for changes requested by various Regulatory Agencies reviewing the project. Also, the Consultant has requested an escalation on its original Agreement fee to account for cost of living adjustments over the past several years.

It is therefore requested that the existing Agreement be amended retroactively from December 31, 2019 to provide for engineering services in connection with Bronx River Reservation Pathway Renovation, from the Oak Street Loop to Midland Avenue, Cities of Yonkers and Mount Vernon and Village of Bronxville, New York. The Consultant shall provide additional design services associated with this project that are outside of the scope of work included in the existing Agreement. Additional 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 additional 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 objective of this project will be to renovate the Bronx River Reservation Pathway, from the Oak Street Loop to Midland Avenue, a total distance of 1.83 miles. The project includes resurfacing the existing Oak Street Loop pathway (approximately 1.00 miles long) and constructing a new pathway extending from the

northern terminus of the Oak Street Loop to Midland Avenue in Bronxville near Scout Field (approximately 0.83 miles long). The new pathway work north of the Oak Street Loop will involve the installation of an 8-foot wide paved path over a distance of approximately 4,400 linear feet (0.83 miles). Work includes clearing and grubbing, installation of subbase and pavement material, construction of new retaining walls, installation of split rail fence, installation of benches, and associated landscaping. The work will also include riverbank stabilization in the vicinity of the proposed pathway, coordination with Metro-North Railroad to take the pathway under an existing railroad bridge, and a new pedestrian bridge over the Cross County Entrance ramp with associated abutment supports. The existing path width from the new pedestrian bridge to Oak Street will be increased to 8-foot wide.

In addition, there is a bridge, BRP Service Bridge over Bronx River (BIN 3348980), which is part of the Bronx River Reservation Pathway and provides access to the Oak Street Loop section that is in need of rehabilitation under this project. The bridge paint that provides a protective coating to resist exposure to the elements is failing. Corrosion and delaminated rust are present on the structure and if not addressed at this time, may result in section loss of the steel members. The structure requires cleaning, painting, and miscellaneous steel repairs. This bridge was last inspected by the New York State Department of Transportation (NYSDOT) in 1999 and was removed by NYSDOT from the State Bridge Inspection List in 2000 at the request of the County.

The Oak Street Loop northern terminus to Midland Avenue section of the Bronx River Reservation Pathway has been missing since a major re-alignment of the Bronx River Parkway occurred in the 1960's. Pathway users are currently forced to use local vehicular roadways to make the connection between Mount Vernon and Bronxville. This project is required to meet the goal of creating a continuous pathway along the Reservation, and is an important link in the County trailway system. This pathway from White Plains to the Bronx Line has been designated to be part of the East Coast Greenway, a national trail system stretching from Maine to Florida. In addition, pathway use by walkers, joggers, and cyclists has been listed as one of the most desired activities by County residents in recent Parks Department user surveys. The planned work will also improve the water quality of the Bronx River and associated water bodies. This agreement will benefit the public as it will enhance the use of the Bronx River Reservation Pathway by improving public access and by providing a variety of settings for passive and active use.

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 \$118,150.00 pursuant to an approved budget, bringing the total Agreement plus Amendment to \$327,174.55. The completion date of the Agreement shall be extended to December 31, 2023.

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.

Proposed form of Resolution to accomplish the foregoing is attached hereto.

HJG/RSD/ER/as

# RESOLUTION

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

RESOLVED, that the existing Agreement No. 15-919 (“Agreement”) between the County of Westchester (“County”) and Peter Gisolfi Associates, Architects and Landscape Architects, LLP (“Consultant”), 566 Warburton Avenue, Hastings-on-Hudson, New York 10706, be amended retroactively from December 31, 2019 to provide for engineering services in connection with Bronx River Reservation Pathway Renovation, from the Oak Street Loop to Midland Avenue, Cities of Yonkers and Mount Vernon and Village of Bronxville, New York. The Consultant shall provide additional design services associated with this project that are outside of the scope of work included in the existing Agreement. Additional 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 additional design services during construction consisting of shop drawing and submittal review, attendance at project meetings, periodic site visits and preparation of as-built drawings; and be it further

RESOLVED, that for the additional services rendered in accordance with the Consultant’s proposal, Peter Gisolfi Associates, Architects and Landscape Architects, LLP, shall be paid a fee of \$118,150.00 pursuant to an approved budget, increasing the total maximum fee to \$327,174.55; and be it further

RESOLVED, that the completion date of the Agreement shall be extended to December 31, 2023; 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	\$ 209,024.55	(Design Services)
This Amendment	118,150.00	(Additional Design Services)
<b>TOTAL</b>	<u>\$ 327,174.55</u>	

**Agreement No. 15-919**

Account to be Charged/Credited	Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub Object	Bond Act No.	Dollars
	372	42	RBR04-01-E	6120-03	BA #213-2013	\$116,150.00
	371	46	P0023-01-E	6120-03	BA #27-2013	\$ 2,000.00

Budget Funding Year(s): 2020 Start Date: 5/12/15 End Date: 12/31/23  
 (must match resolution)

Funding Source: Tax Dollars: 100% County Contractor Federal I.D. No./  
 State Aid: \_\_\_\_\_ Social Security No.: \_\_\_\_\_  
\$118,150.00 Federal Aid: \_\_\_\_\_ Vendor No.: \_\_\_\_\_  
 (must match resolution) Other: \_\_\_\_\_ Encumbrance No.: \_\_\_\_\_