

**82428**

DATE February 3, 2021

TO: Board of Acquisition and Contract

FROM: Norma V. Drummond  
Commissioner of Planning

SUBJECT: Resolution authorizing the County of Westchester to amend an agreement with Larry Weaner Landscape Design Associates, Inc. for the provision of construction management services in connection with the restoration of approximately 100 acres of degraded grasslands on top of the former Croton Landfill at Croton Point Park, in order to extend the term thereof through December 31, 2021.

By resolution approved on May 29 2019 (the "May 29<sup>th</sup> Resolution"), your Honorable Board authorized the County of Westchester (the "County") to enter into an agreement (the "Agreement") with Larry Weaner Landscape Design Associates, Inc. ("Larry Weaner"), to provide construction management services in connection with the restoration of approximately 100 acres of degraded grasslands on top of the former Croton Landfill at Croton Point Park, for a term commencing on April 1, 2019 and continuing through December 31, 2020 in an amount not exceed \$34,800, payable pursuant to an approved budget. The Agreement was subsequently executed.

The construction project has been delayed and will not be completed until December 31, 2021. As such, the construction management services provided by Larry Weaner will need to be extended through December 31, 2021 to coincide with the construction work. Accordingly, authority is respectfully requested to amend the Agreement with Larry Weaner in order to extend the term thereof through December 31, 2021. It should be noted that there will be no change in the not-to-exceed amount.

Except as specifically amended hereby, all remaining terms and conditions set forth in the Agreement will remain in full force and effect.

The goal and objective of this Agreement is to best manage the restoration of a critically important habitat for ground-nesting, migratory and predatory birds. The restoration also will remove pollutants from stormwater runoff before they reach off-site water resources. The removal of pollutants will protect the water quality of the Hudson River. It will also help the County best manage the implementation of a landscaping project that will address its stormwater management requirement under state and federal regulation by filtering out pollutants from

stormwater runoff before they reach wetland and watercourses. This project will also protect and restore a County critical environment area. The Department of Planning staff will monitor all work provided by Larry Weaner Landscape Design Associates, Inc. to make sure all contractual requirements are met.

I recommend approval of this amendment.

NVD/CP/rd/dk  
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 02/11/2021 - LISA MRIJAJ, SECRETARY

**RESOLUTION**

UPON A COMMUNICATION FROM THE COMMISSIONER OF PLANNING, BE IT HEREBY

**RESOLVED**, that the County of Westchester is hereby authorized to amend an agreement (the “Agreement”) with Larry Weaner Landscape Design Associates, Inc. (“Larry Weaner”), pursuant to which Larry Weaner agreed to provide construction management services in connection with a construction project on approximately 100 acres of degraded grassland covering the former Croton Landfill at Croton Point Park in the Village of Croton-on-Hudson, for a term commencing on April 1, 2019 and continuing through December 31, 2020 in an amount not-to-exceed \$34,800, to be paid pursuant to an approved budget, in order to extend the term thereof through December 31, 2021, and be it further

**RESOLVED**, that except as otherwise specifically amended hereby, all other terms and conditions of the Agreement shall remain in full force and effect; and be it further

**RESOLVED**, that the County Executive or his duly authorized designee is authorized to execute any agreements, documents and take any actions necessary to effectuate purposes hereof.

Original Agreement	\$34,800.00
This Amendment	<u>    0.00</u>
	\$34,800.00

AGREEMENT NUMBER: C-PL-19-474

Account to be  
Charged/Credited

		Major Program, Program & Phase	Object/ Sub Object	Trust Account	
Fund	Dept.	Or Unit			Dollars
263	19	801G	4380	T801	\$0.00

Budget Funding Year(s) (must match resolution)      FY 2019      Start Date: April 1, 2019      End Date: December 31, 2021

Funding Source	Tax Dollars _____
	State Aid <u>\$0.00</u> _____
<u>\$00.00</u> (must match resolution)	Federal Aid _____
	Other _____