

83838

**TO:** Board of Acquisition and Contract  
**FROM:** Hugh J. Greechan, Jr., PE  
Commissioner of Public Works and Transportation  
**DATE:** March 30, 2021  
**SUBJECT:** Authorization to extend the term of Agreement No. 13-914 with Arcadis CE Inc. retroactively from December 31, 2020 until December 31, 2022

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Pursuant to a Resolution approved on July 25, 2013, the County of Westchester ("County") entered into Agreement Number 13-914 ("Agreement") with Arcadis CE Inc. ("Consultant"), 44 South Broadway, 9<sup>th</sup> Floor, White Plains, New York 10601, dated August 1, 2013, wherein the Consultant was to provide design and construction administration services associated with Post Storm Rehabilitation – Phase I, Yonkers Joint Wastewater Treatment Plant, Yonkers, New York.

The Agreement was thereafter amended by Resolution approved December 18, 2014, for additional design and construction administration services associated with Post Storm Rehabilitation – Phase I, Yonkers Joint Wastewater Treatment Plant, Yonkers, New York.

The Agreement was thereafter further amended by Resolution approved January 14, 2016, to change the name of the Consultant to Arcadis CE Inc.

The Agreement was thereafter further amended by Resolution approved December 7, 2017, for additional design and construction administration services associated with Post Storm Rehabilitation – Phase I, Yonkers Joint Wastewater Treatment Plant, Yonkers, New York and to extend the term of the Agreement to December 31, 2020.

The Agreement was thereafter further amended by Resolution approved August 9, 2019, for additional design and construction administration services associated with Post Storm Rehabilitation – Phase I, Yonkers Joint Wastewater Treatment Plant, Yonkers, New York. The Agreement expired on December 31, 2020.

The engineering services included in the original Agreement are in progress. The County has been satisfied with the quality of services provided to date. The Consultant has spent a significant amount of time coordinating with the Department of Environmental Facilities and the Department of Information Technology for this project. It is anticipated that several remaining tasks including completion of Computer Maintenance Manuals and electronic Operation & Maintenance Manuals will extend beyond the expired Consultant Agreement completion date. Therefore, the professional services of the Consultant will be required beyond the current completion date in order to provide engineering services associated with this project. Attached is a Resolution requesting an extension of the Agreement retroactively from December 31, 2020 until December 31, 2022 with no increase in the not to exceed amount of \$2,835,393.91.

Board of Acquisition and Contract  
Agreement No. 13-914, Fifth Amendment  
Post Storm Rehabilitation – Phase I,  
Yonkers Joint Wastewater Treatment Plant, Yonkers, New York  
Arcadis CE Inc.  
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Authority of your Honorable Board is therefore requested to further amend the existing Agreement with the Consultant to extend the end date of the Agreement retroactively from December 31, 2020 until December 31, 2022 with no increase in the not-to-exceed amount of \$2,835,393.91.

The objective of this term extension is in the County's best interest as it will provide for uninterrupted professional services pursuant to the Agreement for the Department project contained herein.

Except as specifically amended hereby, all other terms and conditions of the Agreement will remain the same.

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. 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.

I urge your favorable consideration of the annexed proposed Resolution.

HJG/LR/as

# RESOLUTION

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

RESOLVED, that the County of Westchester (“County”), acting by and through its Department of Public Works and Transportation, be and is hereby authorized to amend Agreement No. 13-914 (“Agreement”) with Arcadis CE Inc. (“Consultant”), 44 South Broadway, 9<sup>th</sup> Floor, White Plains, New York 10601, for the provision of engineering services associated with Post Storm Rehabilitation – Phase I, Yonkers Joint Wastewater Treatment Plant, Yonkers, New York, by extending the term of the Agreement retroactively from December 31, 2020 until December 31, 2022; and be it further

RESOLVED, that all other terms and conditions of the Agreement, including the not-to-exceed amount of \$2,835,393.91 shall remain the same; 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	\$ 719,463.86	(Design & CA Services – Post Storm Rehabilitation – Phase I, YJWWTP)
First Amendment	1,437,988.30	(Additional Design & CA Services – Post Storm Rehabilitation – Phase I, YJWWTP)
Second Amendment	0.00	(Name Change)
Third Amendment	292,836.75	(Additional Design & CA Services – Post Storm Rehabilitation – Phase I, YJWWTP)
Fourth Amendment	385,105.00	(Additional Design & CA Services – Post Storm Rehabilitation – Phase I, YJWWTP)
This Amendment	<u>0.00</u>	(Term Extension to 12/31/2022)
<b>TOTAL</b>	<b>\$ 2,835,393.91</b>	

**Agreement No. 13-914**

Account to be Charged/Credited	Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub Object	Bond Act No.	Dollars
	322	60	SY043-01-S	6120-03	BA #180-2012	\$ N/A

Budget Funding Year(s): 2021 Start Date: 07/25/13 End Date: 12/31/22  
 (must match resolution)

Funding Source: Tax Dollars: 10% County Contractor Federal I.D. No./  
 State Aid: \_\_\_\_\_ Social Security No.: \_\_\_\_\_  
 \$ N/A Federal Aid: 90% Federal Vendor No.: \_\_\_\_\_  
 (must match resolution) Other: \_\_\_\_\_ Encumbrance No.: \_\_\_\_\_