

**94110**

DATE: June 17, 2022

TO: Board of Acquisition and Contract

FROM: Norma V. Drummond  
Commissioner of Planning

SUBJECT: Resolution authorizing a second amendment to an agreement between the County of Westchester and Nelson/Nygaard Consulting Associates, Inc. to provide the County with consulting services comprised of the performance of a mobility and bus re-design study, in order to change the expiration date from July 9, 2022, to December 31, 2022, and increase the dollar amount from \$442,286.00 to \$492,191.00.

On November 27, 2019, your Honorable Board approved a resolution that authorized the County of Westchester ("County") to enter into an agreement with Nelson/Nygaard Consulting Associates, Inc. ("NNCA") pursuant to which NNCA agreed to provide the County with consulting services in connection with a mobility and bus re-design study (the "Services") for a term commencing upon execution and continuing until the completion of Services, which was anticipated to occur approximately eighteen (18) months after commencement. In consideration for Services rendered, the County agreed to pay NNCA a total amount not-to-exceed \$349,986.00 (the "Agreement"). The Agreement was subsequently executed on July 9, 2020, which made the expiration date January 9, 2022.

Thereafter, on December 9, 2021, your Honorable Board approved a resolution authorizing an amendment to the Agreement between the County and NNCA, in order to change the expiration date from January 9, 2022, to July 9, 2022, and increase the dollar amount from \$349,986.00 to \$442,286.00 (the "First Amendment"). The First Amendment was subsequently executed.

The parties now desire to further amend the Agreement in order to change the expiration date from July 9, 2022, to December 31, 2022, and increase the dollar amount from \$442,286.00 to \$492,191.00, an increase of \$49,905.00. The increase is needed as additional work is needed to complete this project. Specifically, the additional funding is needed for additional meetings, additional in-person outreach to solicit feedback from Bee-Line bus riders, further evaluation and discussion of micro-transits options, and revision to the suggestion plan beyond the current proposal.

The goal and objective of the proposed Agreement is in the best interests of the County in terms of fiscal responsibility, as ensuring the optimal and most efficient deployment of the County's transit-related resources is intended to ultimately help ensure that the County makes prudent transit-related expenditures.

I recommend approval of this Second Amendment.

NVD/cp/nk  
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 07/14/2022 - RAYMOND SCULKY, SECRETARY

RESOLUTION

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

**RESOLVED**, that the County of Westchester (“County”) is authorized to further amend an agreement with Nelson/Nygaard Consulting Associates, Inc. (“NNCA”), pursuant to which NNCA agreed to provide the County with consulting services comprised of the performance of a mobility and bus re-design study (the “Agreement”), in order to increase the dollar amount from \$442,286.00 to \$492,191.00, an increase of \$49,905.00, and to change the expiration date from July 9, 2022 to December 31, 2022; and be it further

**RESOLVED**, that except as specifically amended hereby, all the other terms and conditions of the Agreement will 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 and take all actions necessary to effect the purpose of this resolution

Original Agreement \$349,986.00  
 First Amendment \$ 92,300.00  
 This Amendment \$ 49,905.00  
 \$492,191.00

AGREEMENT NUMBER: DOTPL01

Account to be  
 Charged/Credited

		Major Program, Program & Phase	Object/ Sub Object	Trust Account	
Fund	Dept.	Or Unit			Dollars
263	19	T278X	4380	T278	\$39,924
263	19	T278X	4380	T278	\$9,981

Budget Funding Year(s) FY 2021 Start Date: January 10, 2020 End Date: December 31, 2022  
 (must match resolution)

Funding Source Tax Dollars \$9,981.00  
 State Aid \_\_\_\_\_  
\$49,905.00 Federal Aid \$39,924.00  
 (must match resolution) Other \_\_\_\_\_