

113582

TO: Board of Acquisition and Contract

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

DATE: April 27, 2026

SUBJECT: Authority for the County of Westchester to further amend Agreement No. 11-925, with Arcadis of New York, Inc., for Engineering Services associated with the Sewer System Rehabilitation, Blind Brook, Mamaroneck, New Rochelle, Ossining, Peekskill, and Yonkers Joint Plant Sanitary Sewer Districts, in order to reflect the assignment of agreement with Arcadis CE Inc. to Arcadis of New York, Inc. and retroactively extend the term of the Agreement from December 31, 2025 to December 31, 2026

Pursuant to a Resolution approved on September 15, 2011, the County of Westchester (the "County") acting by and through its Department of Public Works (the "Department") entered into Agreement Number 11-925 (the "Agreement") dated October 12, 2011, with Malcolm Pirnie, Inc. ("Consultant"), 44 South Broadway, 9th Floor, White Plains, New York 10601, wherein the Consultant was to provide design and construction administration services associated with the Sewer System Rehabilitation, Blind Brook, Mamaroneck, New Rochelle, Ossining, Peekskill, and Yonkers Joint Plant Sanitary Sewer Districts for a total amount not to exceed \$879,871.00. The original Agreement completion date was December 31, 2015.

Thereafter, pursuant to a Resolution approved on March 10, 2016, ("First Amendment"), your Honorable Board authorized the County to enter into Agreement consenting to change the name of the Consultant from Malcolm Pirnie, Inc. to Arcadis CE Inc. and to extend the term of the Agreement to December 31, 2020.

The Department was notified by way of a letter dated July 27, 2018 that all new agreements and amendments with the County and other clients in New York State are to be entered into with the Arcadis of New York, Inc. legal entity. In this regard, Arcadis CE Inc. has requested that the County approve the assignment of Agreement No. 11-925 to Arcadis of New York, Inc. Therefore, Arcadis of New York, Inc. would assume all of the rights and obligations under Agreement No. 11-925. In addition, the same principals and staff shall be assigned to complete the work, thus guaranteeing continuity throughout the Agreement.

The Agreement was thereafter further amended, pursuant to a Resolution approved April 29, 2021 ("Second Amendment"), to provide for additional design services and construction administration services associated with this project and to extend the term of the Agreement from December 31, 2020 to December 31, 2025. The Agreement fee was increased by \$513,599.36 to an amended amount not-to-exceed \$1,393,470.36.

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 County assigned the Contractor necessary additional work through this Agreement; therefore, it is anticipated that construction will extend beyond the current Consultant Agreement completion date. The professional services of the Consultant will be required beyond December 31, 2025 in order to provide design services during construction and construction administration associated with this project and to complete project close-out. Attached is a Resolution requesting an extension of the Agreement retroactively from December 31, 2025 until December 31, 2026 with no increase in the not to exceed amount of \$1,393,470.36.

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.

Board of Acquisition and Contract
Agreement No. 11-925, Third Amendment
Sewer System Rehabilitation,
Blind Brook, Mamaroneck, New Rochelle, Ossining, Peekskill, and Yonkers Joint Plant Sanitary Sewer Districts
Arcadis of New York, Inc.
Page 2

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

I urge your favorable consideration of the annexed proposed Resolution.

HJG/LR/cg

RESOLUTION

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

RESOLVED, that the County of Westchester (the “County”), acting by and through its Department of Public Works and Transportation, be and is hereby authorized to consent to the assignment of agreement and further amend Agreement No. 11-925 (the “Agreement”) with Arcadis of New York, Inc. (the “Consultant”), 44 South Broadway, 9th Floor, White Plains, New York 10601, for the provision of engineering services in connection with the Sewer System Rehabilitation, Blind Brook, Mamaroneck, New Rochelle, Ossining, Peekskill, and Yonkers Joint Plant Sanitary Sewer Districts, in order to reflect the assignment of agreement with Arcadis CE Inc. to Arcadis of New York, Inc. effective retroactively from July 27, 2018 and retroactively extending the term of the Agreement from December 31, 2025 to December 31, 2026; and be it further

RESOLVED, that all other terms and conditions of Agreement No. 11-925, including the not to exceed amount of \$1,393,470.36 shall remain the same; 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	\$	879,871.00	(Design and Construction Administration Services)
First Amendment		0.00	(Name Change and Term Extension)
Second Amendment		513,599.36	(Additional Design and Construction Administration Services)
This Amendment		0.00	(Assignment of Agreement and Term Extension to 12/31/2026)
TOTAL	\$	1,393,470.36	

Agreement No. 11-925

Account to be Charged/Credited	Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub Object	Bond Act No.	Dollars
	322	60	SBB85-02-S	6120-05	BA #57-2013	N/A
	322	60	SM085-04-S	6120-05	BA #205-2019	N/A
	322	60	SOS85-01-S	6120-05	BA #96-2014	N/A
	322	60	SPK85-02-E	6120-03	BA #208-2019	N/A
	322	60	SY085-06-E	6120-03	BA #67-2016	N/A
	322	60	SNR85-02-E	6120-03	BA #114-2019	N/A

Budget Funding Year(s): 2026 Start Date: 10/12/2011 End Date: 12/31/2026
 (must match resolution)

Funding Source: Tax Dollars: 100% County

Contractor Federal I.D. No./
 Social Security No.: _____

State Aid: _____ Vendor No.: _____

\$0.00 Federal Aid: _____ Encumbrance No.: _____

(must match resolution) Other: _____