



# County of Albany

112 State Street  
Albany, NY 12207

## Legislation Text

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**File #:** TMP-1483, **Version:** 1

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### REQUEST FOR LEGISLATIVE ACTION

**Description (e.g., Contract Authorization for Information Services):**

Supplemental Agreement #5 with MJ Engineering for Rail Trail Bridge over New Scotland Road

Date: January 29, 2020  
Submitted By: Lisa M. Ramundo  
Department: Public Works  
Title: Commissioner  
Phone: 518-765-2055  
Department Rep.  
Attending Meeting: Lisa M. Ramundo

**Purpose of Request:**

- ☐ Adopting of Local Law
- ☒ Amendment of Prior Legislation
- ☐ Approval/Adoption of Plan/Procedure
- ☐ Bond Approval
- ☐ Budget Amendment
- ☒ Contract Authorization
- ☐ Countywide Services
- ☐ Environmental Impact/SEQR
- ☐ Home Rule Request
- ☐ Property Conveyance
- ☐ Other: (state if not listed) Click or tap here to enter text.

**CONCERNING BUDGET AMENDMENTS**

**Increase/decrease category (choose all that apply):**

- ☐ Contractual
- ☐ Equipment
- ☐ Fringe
- ☐ Personnel
- ☐ Personnel Non-Individual

☐ Revenue

Increase Account/Line No.: Click or tap here to enter text.

Source of Funds: Click or tap here to enter text.

Title Change: Click or tap here to enter text.

### **CONCERNING CONTRACT AUTHORIZATIONS**

#### **Type of Contract:**

☒ Change Order/Contract Amendment

☐ Purchase (Equipment/Supplies)

☐ Lease (Equipment/Supplies)

☐ Requirements

☒ Professional Services

☐ Education/Training

☐ Grant

Choose an item.

Submission Date Deadline Click or tap to enter a date.

☐ Settlement of a Claim

☐ Release of Liability

☐ Other: (state if not listed) Click or tap here to enter text.

#### **Contract Terms/Conditions:**

Party (Name/address):

MJ Engineering & Land Surveying

1533 Crescent Rd.

Clifton Park, NY 12065

Additional Parties (Names/addresses):

Click or tap here to enter text.

Amount/Raise Schedule/Fee: \$53,500.00

Scope of Services: Design and Construction Inspection Services

Bond Res. No.: Click or tap here to enter text.

Date of Adoption: Click or tap here to enter text.

### **CONCERNING ALL REQUESTS**

Mandated Program/Service: Yes ☐ No ☒

If Mandated Cite Authority: Click or tap here to enter text.

Is there a Fiscal Impact: Yes ☒ No ☐

Anticipated in Current Budget: Yes ☒ No ☐

**County Budget Accounts:**

Revenue Account and Line: Click or tap here to enter text.  
Revenue Amount: Click or tap here to enter text.

Appropriation Account and Line: HHT45197.22000R  
Appropriation Amount: \$53,500.00

**Source of Funding - (Percentages)**

Federal: Click or tap here to enter text.  
State: Click or tap here to enter text.  
County: 100%  
Local: Click or tap here to enter text.

**Term**

Term: (Start and end date) 4/1/2020-9/30/2021  
Length of Contract: 18 Months

**Impact on Pending Litigation**

If yes, explain: Yes ☐ No ☒  
Click or tap here to enter text.

**Previous requests for Identical or Similar Action:**

Resolution/Law Number: Click or tap here to enter text.  
Date of Adoption: Click or tap here to enter text.

**Justification: (state briefly why legislative action is requested)**

The Department of Public Works is requesting the Legislature's approval of Supplemental Agreement #5 with MJ Engineering and Land Surveying, P.C. regarding expanding the design scope of the project to include a capacity analysis for the temporary detour and additional construction inspection hours in an amount not to exceed \$53,500.00.

NYSDOT has requested Albany County provide a capacity analysis of the intersection of Kenwood Road with Cherry Avenue (NY Route 140) as it relates to the relocated volumes associated with the proposed temporary detour for the Albany County Rail Trail Bridge Replacement Project. MJ will produce a Level of Service analysis summarizing the comparison of existing and temporary detour conditions and recommended mitigation. They will also design any necessary intersection capacity modifications. The additional design fees are not to exceed \$10,000.00.

The original contract with MJ included 10 weeks of construction inspection at 50 hours per week. This was based on using a prefabricated truss replacement structure and no additional hours for intersection modifications. We are requesting an additional 10 weeks of construction inspection to account for the fact that the replacement structure will not be prefabricated, but will be a through girder structure that will be fabricated in the field. Only the number of hours actually used for inspection will be charged to the project. The additional construction inspection fees are not to exceed \$43,500.00.

MJ proposed Supplement #4, which included a request from the Division for Historic Preservation of the Office of Parks, Recreation and Historic Preservation (OPRHP) to document the existing structure through photographs, archival materials and a written history. The County decided to perform this work in-house, and did not approve Supplement #4.

The Legislature authorized the original agreement with MJ Engineering in the amount of \$95,500.00 for design and construction inspection services as per Resolution No. 455 of 2018, dated 10/9/2018 (attached).

The additional Supplemental #1 funding was required to pay for design and construction inspection services for emergency repairs to the existing structure required to strengthen it until it is either rehabilitated or replaced. Supplemental #1 added \$24,000.00 (Resolution No. 322 8/12/19) to the Original Agreement of \$95,500.00.

The additional Supplemental #2 funding was required to progress the SEQRA Type I process. The project was originally scoped as a SEQRA Type II. Supplemental #2 added \$9,000.00 (Resolution No. 322 8/12/19) to the Original Agreement. This combined with Supplemental #1 gave a new contract total of \$128,500.00.

Supplemental Agreement #3 of the project included an Expanded Design Report, preparation of renderings, facilitation of a design charrette and additional meeting coordination required to ensure the stakeholder and public interest is being taken into account during the design process for the Albany County Rail Trail Bridge over New Scotland Road (SR85). The expanded scope was necessary to meet the requirements of the SEQRA Type I process. This additional work was not part of the scope of Supplemental #2. The additional Supplemental #3 added \$31,000.00 (Resolution 322 8/12/19) to the original agreement. Combined with Supplemental #1 and #2 this agreement would have a new contract total of \$159,500.00.

Upon the approval of Supplemental Agreement #5 this agreement would have a new contract total of \$213,000.00.

This project is 100% County funded. If you have any questions or require additional information, please contact my office.