



## TOWN OF AMENIA TOWN BOARD

4988 Route 22, AMENIA, NY 12501  
(845) 373-8860 [www.ameniany.gov](http://www.ameniany.gov)

### **RESOLUTION No. 59 of 2025**

**RE: APPROVING LABELLA ASSOCIATES, DPC CONTRACT MODIFICATION NO. 3 FOR THE TOWN OF AMENIA ROUTE 44 SIDEWALK EXTENSION PROJECT**

**WHEREAS**, by Resolution No. 93 of 2024, adopted by the Town of Amenia Town Board on August 1, 2024, the Town Board approved Contract Modification No. 2 from LaBella Associates, DPC ("LaBella") in the amount of \$49,700.00 to provide additional survey and civil engineering support required by the New York State Department of Transportation ("NYS DOT") in connection with the Town of Amenia Route 44 Sidewalk Project; and

**WHEREAS**, NYS DOT is now requiring construction administration and full-time construction observation services; and

**WHEREAS**, LaBella has proposed Contract Modification No. 3 to address NYS DOT's additional requirements; and

**WHEREAS**, the Town Board of the Town of Amenia is desirous of approving proposed Contract Modification No. 3 from LaBella dated May 8, 2025, a copy of which is annexed hereto; and

**WHEREAS**, this is a Type II action under the State Environmental Quality Review Act ("SEQRA") and therefore not subject to review under SEQRA; and

**WHEREAS**, the professional engineering services to be provided by LaBella constitute professional services which are exempt from the bidding requirements under General Municipal Law §103 and the Town of Amenia's Procurement Policy.

**NOW, THEREFORE, BE IT RESOLVED**, as follows:

1. The recitations set forth above are incorporated in this Resolution as if fully set forth and adopted herein.
2. The Town Board of the Town of Amenia hereby approves Contract Modification No.3 from LaBella, in the amount of \$36,800.00, in accordance with the proposal dated May 8, 2025, a copy of which is annexed hereto.
3. The Town Board of the Town of Amenia hereby authorizes the Town Supervisor to execute the annexed Contract Modification from LaBella by and on behalf of the Town of Amenia.
4. The Town Board of the Town of Amenia hereby authorizes the payment for said engineering services to be paid from Budget Line No. 1.054102.01.106.00.

Motion made by S/Blackman , Seconded by C/Rebillard

The foregoing resolution was voted upon with all councilmembers voting as follows:

Supervisor Blackman	Aye
Councilmember Rebillard	Aye
Councilmember Hamm	Aye
Councilmember Ahearn	Aye

Dated: Amenia, New York  
May 15, 2025

  
DAWN MARIE KLINGNER, TOWN CLERK

May 8, 2025

Leo Blackman  
Supervisor  
Town of Amenia  
4988 Route 22  
Amenia, New York 12501

**RE: Route 44 Sidewalk Extension to Beekman Park  
Contract Modification No. 3  
Project Number: CZ82111.00**

Dear Supervisor Blackman:

As you are quite aware, LaBella Associates, DPC (LaBella) has continued to press forward towards the completion of this project for the Town of Amenia (Town), and the last few months as well as continuing forward has been and is out of scope.

With that being said, LaBella is requesting this Contract Modification Request (CMR) to finalize this project. The items being considered for additional funding are as follows:

1. Additional regulatory comments/permitting with the NYSDOT
2. Revisions of Contract Documents to satisfy the NYSDOT
3. Latest re-bid of January 29, 2025 including:
  - a. Negotiations with Raja Contractors to close out previous bid
  - b. Bid opening attendance
  - c. Review of bids
  - d. Letter of Recommendation preparation and submission
  - e. Notice of Award preparation and submission
  - f. Preparation of Conformed Documents
4. Construction Administration Services
  - a. Kickoff meeting with Dutchess County Planning (CDBG)
  - b. Kickoff meeting with NYSDOT
  - c. Notice to Proceed preparation and submission
  - d. Schedule and submittal review(s)
  - e. Change Order Request (COR) review(s) and processing
  - f. Contractor Pay Request pencil copy review(s) and processing
  - g. Site progress meeting(s), if required
  - h. As-Built preparation
  - i. Engineer's Certification of completed works
5. Full-Time Construction Observation Services

The following table depicts total revised engineering costs:



Revised Fee Table						
Task	Task Name	Original Fee	Contract Mod 1	Contract Mod 2	Contract Mod 3	Revised Fee
100	EAF	\$2,303				
200	Survey	\$4,920	\$4,900			\$9,820
300	CDs	\$15,896				
400	Meetings	\$1,106				
500	Bidding	\$4,515			\$4,500 (LS) <sup>1</sup>	\$9,015
600	CA Services	\$1,603			\$7,000 (T&M) <sup>2</sup>	\$8,603±
800	Regulatory Response			\$1,700	\$3,700 (LS)	\$5,400
900	Additional Survey			\$18,500		\$18,500
1000	Contract Documents			\$29,500		\$29,500
1100	Construction Observation				\$21,600 (T&M)	\$21,600±
Totals:		\$30,343	\$4,900	\$49,700	\$36,800±	\$121,743±
1. Lump Sum Not-to-Exceed Fee 2. Time and Materials Estimate. If fee is approaching estimated limit, LaBella will immediately contact the Town to negotiate additional fee as required.						

Your signature below indicates acceptance of this Contract Modification Request.

Should you have any questions, comments and/or concerns or need any additional clarification, please do not hesitate to reach out me at (914) 269-5611 or [jfusillo@labellapc.com](mailto:jfusillo@labellapc.com).

Respectfully submitted,

Joseph M. Fusillo, PE, ENV SP, PACPT<sup>TM</sup>

Associate Vice President, Metro New York Civil Leader

By:

Signature

VEO BLACKMAN

Printed Name

SUPERVISOR

Title

15 MAY 25

Date