



#13145

Date: July 23, 2010

To: Honorable Board of Acquisition and Contract

From: Hon. Kenneth W. Jenkins
Chairman, Westchester County Board of Legislators

Re: **Authority to enter into an agreement with the Westchester Arts Council, Inc., d/b/a ArtsWestchester ("WAC") pursuant to which WAC will provide a transportation and ticket subsidy program to at least 500 senior citizens or public school students throughout the county whose access to cultural sites is limited by lack of access to transportation, for the period September 1, 2010 through August 31, 2011, in an amount not to exceed \$15,000.00**

The attached Resolution, if approved by your Honorable Board, would authorize the County of Westchester (the "County") to enter into an agreement with the Westchester Arts Council, Inc. d/b/a ArtsWestchester ("WAC") pursuant to which WAC will provide a transportation and ticket subsidy program to at least 500 senior citizens or public school students throughout the county, whose access to cultural sites is limited by lack of access to transportation.

The term of this Agreement will be for the period September 1, 2010 through August 31, 2011, in an amount not to exceed Fifteen Thousand (\$15,000.00) Dollars, payable half upon execution of the contract and half March 1, 2011.

WAC will work in partnership with the Westchester County Department of Senior Services, local senior centers and other agencies to identify appropriate senior groups. In providing services to schools, WAC will focus on districts such as Greenburgh, Mount Vernon and Yonkers which have student bodies that include large numbers of economically disadvantaged students. In addition to providing transportation, ArtsWestchester will arrange for docent led tours and transportation ticket subsidies, as appropriate.

This Agreement is exempt from the requirements of the Westchester County Procurement Policy and Procedures pursuant to Section 3(a) xiii thereof.

This Agreement will serve a public purpose by providing seniors who are at risk of losing cognitive and social skills and who live in the community, with access to cultural enrichment. Similarly, the proposed Agreement will provide arts education to public school students who could not otherwise afford transportation or admission to the County's rich cultural sites.

The goals and objectives of this agreement are to serve approximately 500 seniors or public school students who will visit at least one of Westchester's most significant historic cultural sites. Both seniors and public school students will increase their knowledge and understanding of a particular site, historic period or form of artistic expression, as demonstrated by senior group coordinators' and teachers' responses to an assessment conducted by ArtsWestchester.

The goals and objectives will be tracked and monitored by ArtsWestchester who will submit a final report on or before August 31, 2011 that will provide: the actual number of seniors and students who participated; evaluative assessment survey results provided in both percentage and number; a list of the places visited, events, concerts or performances attended and any opportunities to enhance the program as resulted from the evaluative assessment.

The proposed agreement shall require that all subcontractors used by WAC in performance of its obligations with respect thereto shall be approved in writing by the Chairman of the Board of Legislators.

Accordingly, I recommend and urge your Honorable Board's approval of the annexed Resolution.

KWJ/cji

APPROVED BOARD OF ACQUISITION & CONTRACT - 8-13-2010 - JOMARY VIERA, SECRETARY

RESOLUTION

Upon a communication from the Chairman of the Westchester County Board of Legislators, be it hereby

RESOLVED, that the attached Resolution, if approved by your Honorable Board, would authorize the County of Westchester (the "County") to enter into an agreement with the Westchester Arts Council, Inc. d/b/a ArtsWestchester ("WAC") pursuant to which WAC will provide a transportation and ticket subsidy program to at least 500 senior citizens or public school students throughout the county, whose access to cultural sites is limited by lack of access to transportation, for the period September 1, 2010 through August 31, 2011, in an amount not to exceed Fifteen Thousand (\$15,000.00) Dollars, payable half upon execution of the contract and half on March 1, 2011.

RESOLVED, that the Agreement shall require that all subcontractors used by WAC in performance of its obligations with respect thereto shall be approved in writing by the Chairman of the Board of Legislators.

RESOLVED, that the Agreement is subject to County appropriations; and be it further

RESOLVED, that the Agreement is also subject to further financial analysis of the impact of any New York State Budget (the "State Budget") proposed and adopted during the term of this Agreement. The County shall retain the right, upon the occurrence of any release by the Governor of a proposed State Budget and/or the adoption of a State Budget or any amendments thereto, and for a reasonable period of time after such release(s) or adoption(s), to conduct an analysis of the impacts of any such State Budget on County finances. After such analysis, the County shall retain the right to either terminate the Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Service Provider, then the Service Provider shall have the right to terminate the Agreement upon reasonable prior written notice; and be it further

RESOLVED, that the Chairman of the Westchester County Board of Legislators, or his authorized designee, is hereby authorized to execute any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this Resolution.

APPROVED BOARD OF ACQUISITION & CONTRACTS 05/17/2010 JUMAR WEIRA, SECRETARY

Account to be
Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
101	52	2010	5100		\$15,000

Budget Funding Year 2010 Start Date 9/01/2010 End Date 8/31/2011
(must match resolution)

Funding Source Tax Dollars \$15,000

State Aid _____

\$ 15,000 Federal Aid _____

(must match resolution) Other _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 8-13-2010 - JOMARY VIEIRA, SECRETARY