

**13636**

Date: August 18, 2010

To: Honorable Board of Acquisition and Contract

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

Re: **Authority to amend an agreement between Westchester County and the Young Women's Christian Association of Yonkers (the "YWCA") pursuant to which the YWCA provides its P.E.A.R.L. Counselor training program, by extending the term to a new end date of August 31, 2011**

The attached Resolution, if approved by your Honorable Board, would authorize the County of Westchester (the "County") to amend its agreement with the YWCA pursuant to which YWCA provides its P.E.A.R.L. counselor training program by extending the term to a new expiration date of August 31, 2011.

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

All other terms of the agreement shall remain the same.

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

KWJ/mlg

RESOLUTION

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

RESOLVED, that the County of Westchester is hereby authorized to amend its agreement with the Young Women's Christian Association of Yonkers by extending the expiration date from the current termination date of June 30, 2011 to a new termination date of August 31, 2011, and be it further

RESOLVED, that all other terms and conditions shall remain the same, 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.

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
					n/a

Budget Funding Year(s) 2010 Start Date 07/01/2010 End Date 08/31/2011
 (must match resolution)

Funding Source Tax Dollars n/a

State Aid _____

\$ n/a Federal Aid _____

(must match resolution)

Other _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 9/10-2010 - JOMARY VEIRA, SECRETARY