



Westchester Community College

State University of New York

14468

October 5, 2010

To: Board of Acquisition and Contract

From: Joseph N. Hankin
President, Westchester Community College

Re: Authority for the County of Westchester to renew an agreement with the Southern Westchester Board of Cooperative Educational Services for co-sponsorship of adult and continuing education programs for the period September 1, 2010 through August 31, 2011

By resolution adopted on October 8, 2009 (the "October 8th Resolution"), your Board authorized the County acting by and through Westchester Community College (the "College") to enter into an agreement ("Agreement") with the Southern Westchester Board of Cooperative Educational Services ("Southern BOCES") whereby the College and Southern BOCES would develop and implement co-sponsorship of adult and continuing education programs to be offered to the general public, for a term commencing on September 1, 2009 and terminating on August 31, 2010 with the County having the option to renew the Agreement for up to four (4) additional one (1) year terms.

Authority is now requested for the County to exercise its first option to renew the Agreement from September 1, 2010 through August 31, 2011 in an amount not to exceed Two Million Seven Hundred Forty Five Thousand Nine Hundred Twenty Nine Dollars (\$2,745,929), pursuant to an approved budget.

The Westchester Community College has statutory authority to enter this Agreement pursuant to New York State Education Law section 6306(7), which states "Subject to the approval of the local sponsor . . . the board of trustees of each community college may enter into any contract or agreement deemed necessary or appropriate for the effective operation of the college. . .". Accordingly, approval of the Board of Legislators under GML Section 119-o is not required.

Pursuant to the terms of the Agreement, the College will furnish administrative and financial support and Southern BOCES will furnish registration services, course announcements, teaching and other personnel together with classroom space, tuition collection and deposit services and on-site management services for the co-sponsored programs.

This Agreement is exempt from the Westchester County procurement policy pursuant to Section 3(a)(iii) thereof.

Except as specifically amended hereby, all remaining terms and conditions set forth in the Agreement shall remain unchanged.

This contract will enable the College to continue its mission of providing lifelong learning for the residents of Westchester County. The contract performance is monitored by the College Office of Institutional Research to ensure that contractual obligations are met by Southern BOCES.

Accordingly, I recommend the adoption of the attached resolution.

JNH/LZ/

Encls.

APPROVED BOARD OF ACQUISITION & CONTRACT - 10-28-2010 - JOMARY VIEIRA, SECRETARY

RESOLUTION

Upon a communication from the President of Westchester Community College, be it hereby

RESOLVED, that the County of Westchester be and hereby is authorized to renew an agreement (“Agreement”) with the Southern Westchester Board of Cooperative Educational Services (“Southern BOCES”) for the co-sponsorship of adult and continuing education programs commencing September 1, 2010 and terminating August 31, 2011, in an amount not to exceed Two Million Seven Hundred Forty Five Thousand Nine Hundred Twenty Nine Dollars (\$2,745,929) pursuant to an approved budget; and be it further

RESOLVED, that except as specifically amended hereby, all other terms and conditions of the Agreement shall remain unchanged; and be it further

RESOLVED, that the County Executive or his duly authorized designee be and hereby is authorized and empowered to execute any and all instruments and to take all action necessary to implement the purposes hereof.

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
701	34	8131	4408		\$2,745,929

Budget Funding Year(s) 2010/11 Start Date 9/1/10 End Date 8/31/11

(must match resolution)

Funding Source

Tax Dollars _____

State Aid \$2,745,929

\$ 2,745,929

Federal Aid _____

(must match resolution)

Other _____