

Robert P. Astorino
County Executive

Department of Social Services

Kevin M. McGuire
Commissioner

26916

Date: May 14, 2012

To: Board of Acquisition and Contract

From: Kevin M. McGuire
Commissioner, Department of Social Services

Subject: Authority for the County of Westchester to amend an agreement with Golden Renewable Energy, LLC (the "contractor") dated on or about February 22, 2012 (the "Agreement") by which the contractor has employed two individuals from the Department's One Stop Employment Center and provided them with "on the job" training (the "training participants") in order to: 1) increase the number of training participants from two to nine; 2) extend the Agreement's expiration date from June 30, 2012 to June 30, 2013 and 3) increase the not-to-exceed from \$20,000 to \$85,000

Authority is requested to amend an agreement between the County of Westchester (the "County"), acting by and through its Department of Social Service's (the "Department") Office of Workforce Investment on behalf of the Westchester-Putnam Workforce Investment Board and Golden Renewable Energy, LLC (the "contractor") dated on or about February 22, 2012 (the "Agreement"), by which the contractor has employed two individuals from the Department's One Stop Employment Center ("One Stop") and is providing them with "on the job" training (the "training participants") regarding the production of bio-diesel fuel, in order to: 1) increase the number of training participants from two to nine; 2) extend the expiration date from June 30, 2012 to June 30, 2013, and 3) increase the not-to-exceed amount by \$65,000 from a not-to-exceed amount of \$20,000 to a revised not-to-exceed amount of \$85,000; to be paid in accordance with an approved budget.

Pursuant to the Agreement, the Contractor has employed the original existing two training participants as production technicians and is providing training to them regarding the production of bio-diesel fuel from various waste materials with the Contractor obligated to employ them after conclusion of their training provided they successfully complete same as determined pursuant to the terms of the Agreement.

In exchange for the Contractor's aforementioned obligations, the County is providing a maximum of six month's reimbursement to the Contractor, commencing from the training participants' hiring date of fifty-percent (50%) of the participants' wages paid to them while receiving on the job training up to an aggregate not-to-exceed amount of \$20,000.

The County and the Contractor now desire to amend the Agreement to increase the number of training participants from a current total of two training participants to a new total of nine. Regarding the proposed additional seven training participants, one shall be employed as a production supervisor and the remaining six as production technicians.

As with the original two training participants, the Contractor shall be obligated to employ the additional seven training participants upon conclusion of their job training, provided they successfully complete same pursuant to the terms of the Agreement. The County is obligated to reimburse the Contractor fifty-percent (50%) of the participants' wages paid to them while receiving job training commencing from their hiring date and continuing for a maximum six month period.

Given the time required to train the proposed additional seven training participants and the County's corresponding wage reimbursement obligation, the County and the Contractor desire to further amend the Agreement to increase the term from September 12, 2011 through June 30, 2012, to a new term from September 12, 2011 to June 30, 2013, and 3) increase the not-to-exceed amount by \$65,000 from a not-to-exceed amount of \$20,000 to a revised aggregate not-to-exceed amount of \$85,000.

The Department selected the Contractor to enter into the Agreement pursuant to the Contractor's application to One Stop to have individuals referred to it for employment regarding its need for same, with the Contractor having done so again regarding its need for an additional seven individuals for employment which is the reason for this proposed first amendment to the Agreement that is the subject of this resolution.

The **goals and objectives** of the aforementioned agreement amendment shall **serve a public purpose** by providing seven additional unemployed individuals with employment and on the job training within the expanding economic sector of renewable energy.

The **goals and objectives** of the proposed agreement amendment are **in the County's best interest** regarding **fiscal responsibility** as it will employ previously unemployed individuals and provide them with on the job training to enable their permanent employment; thereby benefiting the County through reduced public assistance dependency and increased tax revenue through increased County resident economic productivity.

The **goals and objectives** of the proposed agreement amendment are also **in the County's best interest** regarding **the environment** by increasing the number of individuals skilled in the renewable energy economic sector; thereby allowing further expansion of said sector and environmentally benefitting the County through increased availability and use of non-petroleum bio-diesel.

The **goals and objectives** of the proposed agreements **shall be tracked and monitored** by the Department's review of the contractor's records regarding the participants' job training performance.

Accordingly, authority is hereby requested for the County, acting by and through its Department of Social Services Office of Workforce Investment, to amend the Agreement with Golden Renewable Energy, Inc. as stated above.

An appropriate resolution is attached herewith for your Honorable Board's approval.

KMM/CJ/cji

APPROVED BOARD OF ACQUISITION & CONTRACT - 06/14/2012 - SOMARY MERA, SECRETARY

RESOLUTION

Upon a communication from the Commissioner of the Department of Social Services, be it hereby

RESOLVED, that the County of Westchester (the "County"), acting by and through its Department of Social Services (the "Department") Office of Workforce Investment on behalf of the Westchester-Putnam Workforce Investment Board, is hereby authorized to amend an agreement with Golden Renewable Energy, LLC (the "contractor") dated on or about February 22, 2012 (the "Agreement"), by which the contractor has employed two individuals from the Department's One Stop Employment Center and provided them with "on the job" training (the "participants") regarding the production of bio-diesel, in exchange for the County's maximum six month's reimbursement to the Contractor of fifty-percent of the job training participants' wages paid to them while receiving such training, to:

- 1) increase the number of participants from two participants to nine participants;
- 2) modify the term of the Agreement from September 12, 2011 through June 30, 2012 to a new term from September 12, 2011 to June 30, 2013, and
- 3) increase the not-to-exceed amount by \$65,000 from a not-to-exceed amount of \$20,000 to a revised total aggregate not-to-exceed amount of \$85,000 to be paid pursuant to an approved budget; and be it further

RESOLVED, that all terms of the Agreement shall remain the same and in full force and effect except as amended by this Resolution; and be it further

RESOLVED, that the County Executive or his authorized designee is empowered to execute any document necessary to implement this Resolution.

Original Contract amount:	\$20,000
This Amendment:	<u>\$65,000</u>
Total	\$85,000

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
275	22	403L	7338	T403	\$65,000

Budget Funding Year(s): Program Year: 2011 Start Date: 7/1/11 End Date: 6/30/13
 (must match resolution)

Funding Source

Tax Dollars:

State Aid:

Federal Aid: 100%

\$65,000
 (must match resolution)

Other:

APPROVED BOARD OF ACQUISITION & CONTRACT - 06/14/2012 - JOHANNY VIEIRA, SECRETARY