

27170

May 30, 2012

TO: The Board of Acquisition and Contract

FROM: Mary Kate Cabaleiro, Coordinator
Westchester County Youth Bureau

RE: Authority to amend an Agreement with Youth Theatre Interactions, Inc. to operate the Intimate Realities and After School Performing Arts program for the program period January 1, 2011 through June 30, 2011 in a total amount not to exceed \$64,892.43, by 1) retroactively extending the term of the Agreement from July 1, 2011 through December 31, 2011; and 2) retroactively increasing the not-to-exceed amount by an additional \$60,000.00

By resolution approved on June 30th, 2011, your Honorable Board authorized the County of Westchester to enter into an agreement with Youth Theatre Interactions, Inc. (“YTI”) to operate the Intimate Realities and After School Performing Arts Program for the program period January 1, 2011 through December 31, 2011 in a total amount not to exceed \$125,000.00 (the “Agreement”).

Although this program was originally funded for the full program year of January 1, 2011 through December 31, 2011, approximately \$60,000.00 of the original funding allocation was subsequently reappropriated. Consequently, prior to execution, the Agreement was revised to reflect a not-to-exceed amount of only \$64,892.43 and a term of only January 1, 2011 through June 30, 2011. The Agreement, as revised, was subsequently executed. Although both the term and the funding amount under the Agreement had been reduced, YTI nevertheless provided services for the full contract term as originally authorized.

The County Youth Bureau was recently notified that additional funding in the amount of \$60,000.00 has been made available for this program in order for YTI to be made whole for services previously rendered. Accordingly, authority is respectfully requested to amend the Agreement with YTI in order to 1) retroactively extend the term thereof from July 1, 2011 through December 31, 2011; and 2) retroactively increase the not-to-exceed amount authorized thereunder by an additional \$60,000.00, from an amount not-to-exceed \$64,892.43, to an amount not-to-exceed \$124,892.43.

Except as specifically amended hereby, all remaining terms and conditions of the Agreement shall remain in full force and effect.

This Agreement is exempt from the Westchester County Procurement Policy pursuant to section 3(a)xviii thereof.

An appropriate Resolution is herewith attached for your Honorable Board’s consideration.

RESOLUTION

Upon a communication from the Coordinator of the Westchester County Youth Bureau, be it hereby

RESOLVED, that the County of Westchester is hereby authorized to amend an Agreement with Youth Theatre Interactions, Inc. ("YTI") to operate the Intimate Realities and After School Performing Arts Program for the program period January 1, 2011 through June 30, 2011 in a total amount not to exceed Sixty-Four Thousand Eight Hundred Ninety-Two and 43/100 (\$64,892.43) Dollars, by 1) retroactively extending the term of the Agreement from July 1, 2011 through December 31, 2011; and 2) retroactively increasing the not-to-exceed amount authorized thereunder by an additional Sixty Thousand (\$60,000.00) Dollars, from an amount not-to-exceed Sixty-Four Thousand Eight Hundred Ninety-Two and 43/100 (\$64,892.43) Dollars to an amount not to exceed One Hundred Twenty-Four Thousand Eight Hundred Ninety-Two and 43/100 (\$124,892.43) Dollars, subject to appropriation and pursuant to an approved budget; and be it further

RESOLVED, that except as specifically amended hereby, all remaining terms and conditions set forth in the Agreement shall remain in full force and effect; and be it further

RESOLVED, that the County Executive or his duly authorized designee be, and hereby is, authorized to take such actions and execute such documents as may be necessary and appropriate to effectuate the purposes hereof.

Account to be charged/credited	Fund	Dept. code	Unit #	Object/ Sub Object	Trust Account	Dollars
BSS	263	11	613L	4380	T263L	\$60,000
Budget Funding Year(s) <u>2012</u> Start Date <u>July 1, 2011</u> End Date <u>December 31, 2011</u> (must match resolution)						
Funding Source Tax Dollars <u>\$12,000</u> State Aid <u>\$27,600</u> <u>\$ 60,000</u> Federal Aid <u>\$20,400</u> (must match resolution) Other _____						