



#31327

Date: December 12, 2012

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 City of Mount Vernon (the "City,") pursuant to which the City will provide a summer basketball program for the period July 1, 2012 through September 30, 2012 for a total contract amount not to exceed Forty Thousand (\$40,000.00) Dollars, pursuant to an approved budget**

Authority is requested for the County of Westchester (the "County") to enter into an agreement with the City of Mount Vernon (the "City,") pursuant to which the City will provide a summer basketball program. The program will operate for four (4) hours per day, five (5) days per week for six weeks and will be held in the Mount Vernon High School gym. The program will be offered in two (2) cycles of three (3) weeks each. A maximum of 85 boys and girls, ages 8 - 17, will be registered in each cycle. One guest speaker per week will be invited to speak on "life skill topics". The agreement covers the period July 1, 2012 through September 30, 2012. The County will pay the City a total amount not to exceed Forty Thousand (\$40,000.00) Dollars, upon execution of the agreement, in accordance with an approved budget.

This summer program serves a public purpose as it will enhance the athletic and social skills of participants. The goals and objectives of this program are to provide a safe environment and an alternative to "hanging out" on the streets, discourage possible gang involvement and/or drug abuse. It also keeps kids physically fit combating the effects of obesity which is so prevalent in our youth today.

Upon execution of the agreement, the City will submit to the Chairman of the Board a written program evaluation report using contract criteria. Monitoring will include site visits by the City's Athletic Director as well as assigned administrative staff. Evaluations will be based on the extent to which objectives of the program were accomplished.

The County Board of Legislators authorized the Agreement by Act No. 2012-186.

This procurement is exempt from the requirements of the County Procurement Policy pursuant to Section 3(a)(xviii) thereof. Accordingly, I recommend your Honorable Board's approval of the annexed Resolution.

KWJ/EOS/nn

## RESOLUTION

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

**RESOLVED**, that the County of Westchester (the "County") is authorized to enter into an agreement with the City of Mount Vernon (the "City") pursuant to which the City will provide a summer basketball program covering the period July 1, 2012 through September 30, 2012. The County will pay the City a total amount not to exceed Forty Thousand (\$40,000.00) Dollars, payable upon execution of the agreement, in accordance with an approved budget, and be it further

**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 City, then the City 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
101	52		L002		\$40,000.00

Budget Funding Year(s) 2012  
(must match resolution)

Start Date 7/1/12

End Date 9/30/12

Funding Source

**\$40,000.00**

(must match resolution)

Tax Dollars	<u>\$40,000.00</u>
State Aid	_____
Federal Aid	_____
Other	_____