

Robert P. Astorino
County Executive

Department of Probation

Rocco A. Pozzi
Commissioner

36133

DATE: September 24, 2013

TO: Honorable Members of the Board of Acquisition and Contract

FROM: Rocco A. Pozzi
Commissioner of Probation

SUBJECT: Authority for the County of Westchester (the "County") to enter into an agreement with Crowne Plaza White Plains (the "Contractor") to provide banquet and event host services for a dinner and meeting on October 16, 2013 for the Department of Probation (the "Department") and the Judges of Westchester County to educate and inform the Judges regarding changes to the laws of probation in an amount not to exceed \$10,000.00

Authority is requested for the County of Westchester (the "County") acting by and through its Department of Probation (the "Department") to enter into an agreement with Crowne Plaza White Plains (the "Contractor") for the Contractor to provide banquet and event host services for the Department to hold a dinner and meeting on October 16, 2013 for the Department to educate and inform the Judges of Westchester County regarding changes to the laws regarding probation (the "Agreement").

Under the proposed Agreement, the County will pay the Contractor an amount not to exceed \$10,000.00 which amount shall be paid from Bail Surcharge Funds collected by the County pursuant to an approved budget.

In consideration for the Contractor providing the banquet and event host services for the dinner and meeting, the County will agree to indemnify, defend and hold harmless the Contractor, its parent, subsidiaries, affiliates, officers, directors, shareholders and employees from and against all claims, damages, liabilities, actions, costs and expenses (including attorney's fees) arising out of the Agreement or any actions or inactions caused by the County in connection with the Agreement unless caused by the negligence, willful misconduct, fraud or breach of the Agreement by the Contractor.

The proposed Agreement will **serve a public purpose** by promoting the safety and welfare of the residents of the County by providing a forum to educate and inform the Judges of Westchester County regarding changes to the laws regarding probation that may affect decisions made in criminal cases.

The **goals and objectives** of the proposed Agreement shall be to educate and inform the Judges of Westchester County regarding changes to the laws regarding probation in a forum that can accommodate a large group for this purpose.

The **goals and objectives** of the proposed Agreement is in the **County's best interest** in that the Judges of Westchester County will be properly educated and informed regarding the changes to the laws regarding probation so that they will be best equipped when making decisions in criminal cases.

The **goals and objectives** of the proposed Agreement **shall be tracked and monitored** by the staff of the Department.

Accordingly, I most respectfully recommend the adoption of the annexed Resolution.

RP/lac

APPROVED BOARD OF ACQUISITION & CONTRACT - 10/10/2013 - J. MARIQUERA, SECRETARY

RESOLUTION

Upon a communication from the Commissioner of Probation, be it hereby

RESOLVED, that the County of Westchester (the "County") acting by and through its Department of Probation is hereby authorized to enter into an agreement with Crowne Plaza White Plains (the "Contractor") for the Contractor to provide banquet and event host services for a dinner and meeting on October 16, 2013 for the purpose of informing and educating the Judges of Westchester County regarding changes to the law regarding probation (the "Agreement"); and be it further

RESOLVED, that under the Agreement, the County will pay the Contractor an amount not to exceed \$10,000.00, which amount shall be paid from Bail Surcharge Funds collected by the County pursuant to an approved budget; and be if further

RESOLVED, that in consideration for providing banquet and event host services , the County will agree to indemnify, defend and hold harmless the Contractor, its parent, subsidiaries, affiliates, officers, directors, shareholders and employees from and against all claims, damages liabilities, actions, costs and expenses (including attorneys' fees) arising out of the Agreement or any actions or inactions caused by the County in connection with the Agreement unless caused by the negligence, willful misconduct, fraud or breach of the Agreement by the Contractor; and be it further

RESOLVED, that this Agreement is subject to County appropriations; and be it further

RESOLVED, that the County Executive or his duly 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
263	39	073M	4380	T073	\$10,000.00

Budget Funding Year(s) Start Date: October 16, 2013 End Date: October 16, 2013
(must match resolution)

Funding Source

\$10,000.00
(must match resolution)

Tax Dollars _____
State Aid _____
Federal Aid _____
Other \$10,000.00