

#52837

Date: October 5, 2016

To: The Honorable Board of Acquisition and Contract

From: Hon. Michael B. Kaplowitz  
Chair, Westchester County Board of Legislators

Re: **Resolution authorizing Westchester County to enter into an intermunicipal agreement with the City of Mount Vernon (the "City") pursuant to which the City will provide a summer basketball program four (4) hours per day, five (5) days per week for the period from July 5, 2016 through August 12, 2016 at the AB Davis Middle School gymnasium and will operate Monday-Friday from 1:00 p.m.-5:00 p.m. For the services to be performed the County will pay the Municipality a total amount not to exceed Twenty Thousand Six Hundred (\$20,600.00) Dollars**

Authority is hereby requested from your Honorable Board for Westchester County to enter into an agreement with the City pursuant to which the City will provide a summer basketball program (the "Program") four (4) hours per day, five (5) days per week for the period from July 5, 2016 through August 12, 2016 at the AB Davis Middle School gymnasium and will operate Monday-Friday from 1:00 p.m.-5:00 p.m. For the services to be performed the County will pay the Municipality a total amount not to exceed Twenty Thousand Six Hundred (\$20,600.00) Dollars.

On September 26, 2016, the Westchester County Board of Legislators adopted Act No. 301-2016 which authorized the County to enter into the proposed inter-municipal agreement.

The City will submit a written report, including statistics, at the end of the program to the County. Evaluations will be based on the extent to which objectives of the program were accomplished. At the end of the cycle, the component supervisors will write an "evaluation report" including an assessment of strengths, weaknesses and/or comments, including the number of children registered, average attendance per session and other pertinent information. In addition, the supervisors will administer pre and post tests to measure participants' progress and to determine the number of children in each category.

This Agreement is exempt from the requirements of the Westchester County Procurement Policy pursuant to Section 3(a)iii thereof.

Accordingly, I recommend and urge your Honorable Board's approval of the annexed Resolution.

Attachment

**RESOLUTION**

Upon a communication from the Chair of the Westchester County Board of Legislators, be it hereby

**RESOLVED**, that Westchester County is hereby 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 (the "Program") four (4) hours per day, five (5) days per week for the period from July 5, 2016 through August 12, 2016 at the AB Davis Middle School gymnasium and will operate Monday-Friday from 1:00 p.m.–5:00 p.m. For the services to be performed the County will pay the Municipality a total amount not to exceed Twenty Thousand Six Hundred (\$20,600.00) Dollars.

**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	Sub-Unit	Object/ Sub-Object	Trust Account	Dollars
101	52	2508	0010	5100		\$10,300.00
101	52	2508	0011	5100		\$10,300.00

Budget Funding Year(s) 2016 Start Date 07/05/2016 End Date 08/12/2016 (must match resolution)

Funding Source Tax Dollars \$20,600.00  
 State Aid \_\_\_\_\_  
**\$ 20,600.00** (must match resolution)  
 Other \_\_\_\_\_