

Robert P. Astorino
County Executive

Department of Social Services

Kevin M. McGuire
Commissioner

Philippe Gille
First Deputy Commissioner

53735

Date: November 14, 2016

To: The Honorable Board of Acquisition and Contract

From: Kevin M. McGuire
Commissioner

Re: Authority to enter into a sublease agreement with the Rockland County Board of Cooperative Educational Services for the use of classroom space located at the Old Nyack High School for the purpose of conducting a "Jobs Waiting" boot camp for a term commencing on November 14, 2016 and continuing through December 22, 2016 for an amount not-to-exceed \$3,450.00

The County of Westchester, through its Department of Social Services (the "Department"), on behalf of the Westchester-Putnam Local Workforce Development Board, seeks to enter into a sublease agreement (the "Agreement") with the Rockland County Board of Cooperative Educational Services ("Rockland BOCES") for the use of classroom space located at the Old Nyack High School, 131 North Midland Avenue, Nyack, New York 10960 (the "Premises") for the purpose of conducting a "Jobs Waiting" boot camp. The term of the Agreement will commence on November 14, 2016 and continue through December 22, 2016. In consideration for the grant of the sublease, the County shall pay Rockland BOCES rent in a total amount not-to-exceed \$3,450.00, with the first payment of \$1,725.00 due upon the County signing the Agreement and the remaining \$1,725.00 due on December 1, 2016.

Pursuant to the terms of the Agreement, the County will agree to "defend, indemnify and hold Rockland BOCES, its officers, directors, employees, agents and representatives harmless from any and all claims, losses, costs and liabilities or expenses incurred, whether based on claims of tort or contract, including court cost and reasonable attorney's fees, incurred or sustained by Rockland BOCES due to the County's use of the Premises or arising out of any bodily injury, death, or property damage, unless caused by the negligence or willful misconduct of Rockland BOCES, its employees, contractors or agents".

The Agreement will serve a public purpose by providing the Department with a suitable venue to conduct its “Jobs Waiting” boot camp. The boot camp will assist job seekers in the County with obtaining the skills necessary to secure employment in emerging high tech industries in the region.

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

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

KMM/AT/jpg

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/29/2016 - LISAMRIJAJ, 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, on behalf of the Westchester-Putnam Local Workforce Development Board, is hereby authorized to enter into a sublease agreement (the “Agreement”) with the Rockland County Board of Cooperative Educational Services (“Rockland BOCES”) for the use of classroom space located at the Old Nyack High School, 131 North Midland Avenue, Nyack, New York 10960 (the “Premises”) for the purpose of conducting a “Jobs Waiting” boot camp for a term commencing on November 14, 2016 and continuing through December 22, 2016 for an amount not-to-exceed \$3,450.00 (the “Agreement”); and be it further

RESOLVED, that pursuant to the terms of the Agreement, the County will agree to “defend, indemnify and hold Rockland BOCES, its officers, directors, employees, agents and representatives harmless from any and all claims, losses, costs and liabilities or expenses incurred, whether based on claims of tort or contract, including court costs and reasonable attorney’s fees, incurred or sustained by Rockland BOCES due to the County’s use of the Premises or arising out of any bodily injury, death, or property damage, unless caused by the negligence or willful misconduct of Rockland BOCES, its employees, contractors or agents”; and be it further

RESOLVED, that the County Executive 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
275	22	T559	559P		\$3,450.00

Budget Funding Year(s): 2016 Start Date 11-14-2016 End Date 12-22-2016
(must match resolution)

Funding Source Tax Dollars: _____
 State Aid: _____
\$3,450.00 Federal Aid: _____
 (must match resolution) Other: Federal Grant