



Westchester Community College

State University of New York

60588

January 16, 2018

To: Board of Acquisition and Contract

From: Belinda S. Miles
President

Re: Authority to enter into affiliation agreements for the provision of supervised clinical education and instruction for students attending Westchester Community College

Westchester Community College (the "College"), through its School of Health Careers, Technologies & Applied Learning, offers a number of programs in the healthcare and health science fields. As part of these programs, the College, in conjunction with various organizations, offers supervised clinical education, internships and instruction for College students who are pursuing a degree or certificate.

Authority is hereby sought to enter into affiliation agreements with the following organizations for the provision of supervised clinical education, internships and instruction:

1. Briarcliff Operations LLC; and
2. Premier Fitness Group LLC.

The terms of the agreements shall be from January 1, 2018 to December 31, 2022. There will be no cost to the College, but in accordance with the agreements, the College shall indemnify and hold the organizations harmless from and against any and all damages, liability, claims, costs, losses, damages or injuries to persons or property of whatever kind or nature, suits or costs, including reasonable attorney's fees, which arise out of or are directly or indirectly related to the actions or inactions of the College, its Faculty, Students, officers or employees, including, but not limited to, any actions brought against the other parties by any faculty or students of the College, and any third parties, except to the extent that such damages, liability, claims, losses, suits or costs result from the negligence or willful misconduct of the organizations.

I believe that it is in the best interest of the College to provide clinical education and instruction programs, and I therefore, recommend that you act favorably on the annexed proposed resolution.

BSM/jpi
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 02/01/2018 - LISA MRIJAJ, SECRETARY

RESOLUTION

Upon a communication from the President of Westchester Community College, be it hereby

RESOLVED, that the County of Westchester, acting by and through Westchester Community College (the "College"), is hereby authorized to enter into agreements with the following organizations for the provision of supervised laboratory/clinical education, internships and instruction:

1. Briarcliff Operations LLC; and
 2. Premier Fitness Group LLC;
- and be it further

RESOLVED, that the term of the agreement shall be from January 1, 2018 and terminating on December 31, 2022. There will be no cost to the College, but in accordance with the agreement, the College shall indemnify and hold the other parties harmless from and against any and all damages, liability, claims, costs, losses, damages or injuries to persons or property of whatever kind or nature, suits or costs, including reasonable attorney's fees, which arise out of or are directly or indirectly related to the actions or inactions of the College, its Faculty, Students, officers or employees, including, but not limited to, any actions brought against the other parties by any faculty or students of the College, and any third parties, except to the extent that such damages, liability, claims, losses, suits or costs result from the negligence or willful misconduct of the other parties; and be it further

RESOLVED, that this agreement is subject to County appropriation; and be it further

RESOLVED, that the County Executive or his authorized designee is hereby authorized to execute all instruments and take all actions reasonably necessary to implement this Resolution.

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
N/A						

Budget Funding Year(s) Start Date: 1/1/2018 End Date: 12/31/2022
 (must match resolution)

Funding Source: Tax Dollars N/A Contractor Federal I.D. No./ Social Security No.:
 State Aid _____
N/A Federal Aid _____ Vendor No.:
 (must match resolution) Other _____ Encumbrance No.: _____