



# Westchester Community College

State University of New York

**74535**

February 10, 2020

To: Board of Acquisition and Contract

From: Dr. Belinda S. Miles  
President

Re: Authority for the County of Westchester, acting by and through Westchester Community College, to amend an agreement with the Yonkers Public Schools, acting by and through its Board of Education, in order to add additional services and to increase the not to exceed amount of the agreement by \$315,906.07, from \$19,100.00 for a new total not to exceed amount of \$335,006.07.

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The County of Westchester, acting by and through Westchester Community College (the "College") and The Yonkers Public Schools, acting by and through its Board of Education (the "Yonkers Public Schools"), have collaborated on a number of programs over the years that have benefited both students and instructors from the Yonkers Public Schools.

On November 21, 2019, Your Honorable Board authorized the College to enter into an agreement (the "Agreement") with the Yonkers Public Schools whereby the College would provide college-level courses under its Early College Experience program to students at Roosevelt High School, having a term commencing September 1, 2019 and terminating August 31, 2020, in an amount not to exceed \$19,100.00. The Agreement was subsequently executed.

Authority is now hereby requested to authorize the College to amend the Agreement in order to add additional services and to increase the not to exceed amount by \$315,906.07 for a new total not to exceed amount of \$335,006.07. The additional services to be provided by the College shall consist of the College's P-Tech Program at the Saunders Trade and Technical High School, Riverside High School and Gorton High School. For these additional services, the Yonkers Public Schools will pay to the College an

additional amount not to exceed \$315,906.07. In accordance with the terms of the Agreement, the College will defend and indemnify the Yonkers Public Schools for the College's willful misconduct or negligent performance or failure to perform. All other terms and conditions of the Agreement shall remain unchanged.

The Agreement and proposed amendment are exempt from the operation of the Westchester County Procurement Policy pursuant to Section 3(a)(iii) in that it is an agreement with a political subdivision of the State of New York. The Agreement and proposed amendment are authorized pursuant to Section 6306.8 of the Education Law since it is an agreement for a cooperative educational program with a school district

Accordingly, I recommend adoption of the attached resolution.

BSM/jpi  
Encls.

APPROVED BOARD OF ACQUISITION & CONTRACT - 03/25/2020 BSM/jpi, 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, is authorized amend an agreement with the Yonkers Public Schools, acting by and through its Board of Education, in order to add additional services and to increase the not to exceed amount of the agreement by \$315,906.07, for a new not to exceed amount of \$335,006.07; and be it further

**RESOLVED**, that all other terms and conditions will remain unchanged; and be it further

**RESOLVED**, that the County Executive or his duly authorized designee be and hereby is authorized and empowered to execute any and all instruments and to take all action necessary to implement the purposes hereof.

Original Agreement: \$ 19,100.00  
 This Amendment: \$315,906.07  
 New Total: \$335,006.07

Account to be Charged/credited	Fund	Dept	Major Program, Program & Phase Or Unit	Sub Unit	Object/ Sub Object	Trust Account	Dollars
	703	34	9997		4978	T-458	\$315,906.07

Budget Funding Year(s) 2019/20 Start Date 9/1/19 End Date 8/31/20  
 (must match resolution)  
 Funding Source Tax Dollars \_\_\_\_\_  
 State Aid \_\_\_\_\_  
\$315,906.07 Federal Aid \_\_\_\_\_  
 (must match resolution)  
 Other: \$315,906.07 (Revenue)