

DATE: May 6, 2010

TO: Board of Acquisition and Contract

FROM: Kevin J. Plunkett
Deputy County Executive

RE: **Authority to enter into an agreement with the Hudson River Museum of Westchester for the provision of various artistic, cultural and educational programs including planetarium and science activities and exhibitions to the public and to schools throughout the County for the period from January 1, 2010 through December 31, 2010 for an amount not-to-exceed \$784,265 pursuant to an approved budget.**

Authority is requested for your Honorable Board to enter into an agreement with the Hudson River Museum of Westchester (the "Museum"), pursuant to which the Museum will provide various artistic, cultural and educational programs including planetarium and science activities and exhibitions to the public and to schools throughout the County for the period commencing on January 1, 2010 and continuing through December 31, 2010. In consideration for services rendered, the County will pay the Museum an amount not-to-exceed \$784,265, pursuant to an approved budget, in quarterly installments as follows: the first quarter payment shall be \$217,852; the second and third quarter payments shall be \$188,804; and the fourth quarter payment shall be \$188,805.

The contract will serve a public purpose by enhancing the quality of life for Westchester residents as well as visitors from outside the County, through a wide array of high quality cultural and educational programming and exhibits including planetarium programs. The goals and objectives under this contract, include, but are not limited to, the following:

- The Museum will host approximately 250 school, community and summer camp group visits for school aged children who will receive docent-led tours of the gallery and/or attend hands-on workshops taught by staff instructors. Approximately 12,250 school aged children will benefit from these visits
- The Museum will host approximately 30 visits for adult groups from senior centers, assisted living facilities and community organizations, who will receive gallery tours and/or attend planetarium shows. Approximately 500 adults will benefit from these visits
- The Museum will offer approximately 10 "Seniors and the Arts" sessions which will provide a rich array of lectures, programs, concerts and other activities aimed at those 62 and over. Approximately 850 seniors will take advantage of this program
- The Museum will continue to participate in the Magnet School Partnerships program, offering students various curriculum-related programming both at the Museum and at off-site locations, e.g. the JFK Marina, Grand Central Terminal, and neighborhood field explorations. Approximately 6,750 area students will benefit from this program

- The Museum will continue to offer training, curriculum development and planning assistance for school teachers. Approximately 1,000 teachers will take advantage of this program
- Over 65 Junior Docents will strengthen their communications skills during weekly training sessions and develop job-related skills while working at the museum with the public on weekends
- Throughout the year the Museum schedules Planetarium shows for youth from school, community and summer camp groups. Approximately 10,000 youth will benefit from these shows
- In March the Museum offers a special Spring festival called *El Dia de la Primavera* targeted to the growing Latino population. Approximately 500 individuals will participate in this program
- The Museum will continue to remain open to the public Wednesdays through Sundays every week of the year, receiving approximately 21,000 general admission visitors.

Quarterly and annual performance reports will be submitted to the County Executive's Office by the contractor which will enable us to track the progress of the contractor in meeting the established goals and objectives of this program.

If this resolution were not approved, taxpayers would be affected by not having the cultural, artistic and educational experiences offered by the Museum.

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

Authority for the County to amend the Agreement with the Hudson River Museum of Westchester for the purposes as herein described is most respectfully requested.

RPA/JPG/sw
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 5-20-2010 - JOMARY VIERA, SECRETARY

RESOLUTION

Upon a communication from the Deputy County Executive, be it hereby

RESOLVED, that the County of Westchester (the "County") is hereby authorized to enter into an agreement with the Hudson River Museum of Westchester (the "Museum") for the provision of various artistic, cultural and educational programs including planetarium and science activities and exhibitions to the public and to schools throughout the County for the period January 1, 2010 through December 31, 2010; and be it further

RESOLVED, that in consideration for services to be rendered, the County shall pay the Museum an amount not-to-exceed \$784,265, pursuant to an approved budget, in quarterly installments as follows: the first quarter payment shall be \$217,852; the second and third quarter payments shall be \$188,804; and the fourth quarter payment shall be \$188,805; and be it further

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

RESOLVED, that this 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 this Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Contractor, then the Contractor shall have the right to terminate this Agreement upon reasonable prior written notice; and be it further

RESOLVED, that the County Executive or his duly authorized designee is authorized to execute said agreement and all documents necessary to effectuate the purposes hereof.

Account to be
Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
101	52	2015	5100		\$784,265

Budget Funding Year(s) 2010 Start Date 01/01/10 End Date 12/31/10
(must match resolution)

Funding Source Tax Dollars \$784,265
State Aid _____
\$784,265 Federal Aid _____
(must match resolution) Other _____