

20661

Date: July 28, 2011

To: The Honorable Board of Acquisition and Contract

From: Kathleen M. O'Connor
Commissioner of Parks, Recreation and Conservation

Re: Resolution authorizing the County of Westchester to enter into an agreement with Rose Malara, 16 Friendly Way, Hopewell Junction, New York 12533, for the provision of consulting services to coordinate and promote the Skating School program at the Playland Ice Casino for the term August 1, 2011 through July 31, 2012 at a cost not to exceed \$35,000.00

Authority is hereby requested for the County of Westchester to enter into an agreement with Rose Malara, 16 Friendly Way, Hopewell Junction, New York 12533, for the provision of consulting services to assist the Recreation Supervisor of the Playland Ice Casino with the coordination and promotion of the Skating School program at the Playland Ice Casino for the term August 1, 2011 through July 31, 2012 at a cost not to exceed \$35,000, payable monthly pursuant to an approved budget.

The services to be provided by the consultant will include promotion of existing figure skating and ice hockey skating school programs offered at the Playland Ice Casino, as well as new programs and competitions, assistance with overseeing the Learn to Skate, Freestyle and Hockey Clinics as well as make recommendations regarding the interviewing and evaluating of Skating School instructional staff, as needed. An additional focus of the consultant's duties will be to increase enrollment in Playland's Skating School programs.

The goal and objective of this contract is to provide needed assistance in coordinating the Playland Ice Casino Skating School and providing these services to the public as well as increasing enrollment in Skating School programs through recruitment efforts which will increase revenue to the County. Department of Parks, Recreation and Conservation personnel will track and monitor the progress of this consultant through daily review of progress and functions.

Authority to exempt this agreement from the requirements of the Westchester County Procurement Policy and Procedures pursuant to Section 3(a)xxi thereof, has been granted by your Honorable Board in accordance with a separate resolution of even date herewith.

I believe it is in the best interest of the County to enter into the above-described agreement. Accordingly, I recommend that your Honorable Board approve the attached Resolution.

KOC/DI/ml

RESOLUTION

Upon a communication from the Commissioner of the Department of Parks, Recreation and Conservation, be it hereby

RESOLVED, that the County of Westchester is hereby authorized to enter into an agreement with Rose Malara, 16 Friendly Way, Hopewell Junction, New York 12533, for consulting services to coordinate and promote the Skating School program at the Playland Ice Casino for the term August 1, 2011 through July 31, 2012 in an amount not to exceed \$35,000, payable monthly pursuant to an approved budget; 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 authorized designee is empowered to execute any and all appropriate instruments necessary to effectuate the purposes hereof.

| | |
|-----------------------|-----------------|
| Original Agreement | \$35,000 |
| First Amendment | \$ |
| This Amendment | \$ _____ |
| TOTAL | \$35,000 |

Account to be Charged/Credited

| Fund | Dept | Major Program, Program & Phase Or Unit | Object/ Sub-Object | Trust Account | Dollars | |
|------|------|--|--------------------|---------------|----------|------|
| 165 | 42 | 5540 | 4380 | | \$14,583 | 2011 |
| 165 | 42 | 5540 | 4380 | | \$20,417 | 2012 |

Budget Funding Year(s) 2011-2012 Start Date 8/1/11 End Date 7/31/12
(must match resolution)

Funding Source Tax Dollars \$35,000

State Aid _____

\$35,000.00 Federal Aid _____

(must match resolution)

Other _____