

**28075**

DATE: July 11, 2012

TO: Board of Acquisition and Contract

FROM: Evan Latainer  
Director, Office for the Disabled

RE: **Authority to amend a resolution which authorized the County of Westchester to enter agreements with various sign language interpreters, for the provision of sign language interpretation services for the period January 1, 2012 through December 31, 2012 for a total aggregate amount not to exceed \$127,370.00 by authorizing the County to increase the not-to-exceed amount to \$242,370.00**

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By resolution dated January 26, 2012, your Honorable Board authorized the County, acting through various departments, to enter into agreements with multiple sign language interpreters as indicated in the annexed list, for the period January 1, 2012 through December 31, 2012, in a total aggregate amount not to exceed \$127,370.00. Twenty two such agreements were subsequently executed.

Authority of your Honorable Board is now requested to increase the aggregate not-to-exceed amount by \$115,000.00 to a new total aggregate not-to-exceed amount of \$242,370.00.

Additional funds are required because Westchester Community College has increased deaf and hearing impaired student enrollment for the 2012 summer and fall semesters requiring additional funds for sign language interpreters.

Exemption of all 2012 sign language interpreter agreements from the Westchester County Procurement Policy was granted by your Honorable Board on January 26, 2012 pursuant to Section 3(a)xxi of that Policy.

The goals and objectives of sign language interpreter agreements are to provide reasonable accommodations to deaf and hearing impaired individuals pursuant to the American with Disabilities Act, when requested by various County departments.

Accordingly, I recommend and urge your Honorable Board's approval of the annexed Resolution.

# RESOLUTION

Upon a communication from the Director of the Office for the Disabled, be it hereby

**RESOLVED**, that the resolution dated January 26, 2012 which authorized the County to enter into agreements with multiple sign language interpreters as indicated in the annexed list, for the period January 1, 2012 through December 31, 2012, in a total aggregate amount not to exceed \$127,370.00 is hereby amended to increase the aggregate not-to-exceed amount by \$115,000 to a new total aggregate amount of \$242,370.00, and be it further

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

**RESOLVED**, that the 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 the Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Service Provider, then the Service Provider shall have the right to terminate the Agreement upon reasonable prior written notice; 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
010	34	0310	1200		\$115,000

Budget Funding Year(s) 2012 Start Date 01-01-2012 End Date 12-31-2012  
(must match resolution)

Funding Source	Tax Dollars	<u>\$26,496</u>
	State Aid	<u>\$28,635</u>
<b><u>\$115,000</u></b>	Federal Aid	_____
(must match resolution)	Other	<u>\$59,869</u>