

36995

November 18, 2013

**TO:** The Board of Acquisition and Contract

**FROM:** Dr. Iris T. Pagan, Executive Director  
Westchester County Youth Bureau

**RE: Authority for the Jewish Council of Yonkers, Inc. to assign its agreement with the County for the operation of the School Readiness program for youth aged 7 – 13 years for a period January 1, 2012 through December 31, 2014 to Family Service Society of Yonkers**

---

On September 20, 2012, your Honorable Board authorized the County of Westchester (the “County”) to enter into an Agreement with the Jewish Council of Yonkers, Inc. (“JCY”) for the period January 1, 2012 through December 31, 2014 pursuant to which JCY operates its School Readiness program for youth aged 7 – 13 years, for a total amount not to exceed \$196,155 (the “Agreement”). The Agreement was executed on October 25, 2012.

Upon communication from JCY, the County has been informed that effective June 19, 2013, JCY has merged into Family Service Society of Yonkers, 30 South Broadway, 5th Floor, Yonkers, New York 10701 (“FSS”). JCY has requested that the County approve the assignment of the Agreement to FSS.

Authority is hereby requested of your Honorable Board to consent to the assignment of the Agreement, from JCY to FSS.

The proposed form of Resolution to accomplish the foregoing is attached hereto.

**RESOLUTION**

Upon a communication from the Executive Director of the Westchester County Youth Bureau, be it hereby

**RESOLVED**, that the County of Westchester is hereby authorized to consent to the assignment of its agreement with the Jewish Council of Yonkers, Inc. for the operation of the School Readiness Program for youth aged 7 – 13 years for the period January 1, 2012 through December 31, 2014 in a total amount not to exceed \$196,155 (the “Agreement”), to Family Service Society of Yonkers, 30 South Broadway, 5th Floor, Yonkers, New York 10701; and be it further

**RESOLVED**, that that as a condition for the granting of the County’s consent to this assignment, Family Service Society of Yonkers will comply with all provisions of the Agreement; and be it further

**RESOLVED**, that all other terms and conditions of the Agreement shall remain in full force and effect; 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 Agreements. 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 that Contractor shall have the right to terminate their Agreement upon reasonable prior written notice; and be it further

**RESOLVED**, that the County Executive or his duly authorized designee be, and hereby is, authorized to take such actions and execute such documents as may be necessary and appropriate to effectuate the purposes hereof.

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) 2012-2014 Start Date January 1,2012 End Date December 31, 2014  
 (must match resolution)

Funding Source Tax Dollars \_\_\_\_\_  
 State Aid \_\_\_\_\_

\$ N/A Federal Aid \_\_\_\_\_  
 (must match resolution) Other \_\_\_\_\_

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/12/2013 - JOMARY VIEIRA, SECRETARY