

**51514**

TO: Board of Acquisition and Contract

FROM: Sherlita Amler, M. D.  
 Commissioner of Health

DATE: March 10, 2016

RE: Authorization to enter into three (3) Assignment Agreements pursuant to which the County will consent to the assignment of three (3) contracts with a provider of Transportation Services for Children with Special Needs

By resolutions approved on May 31, 2012 and June 12, 2014, your Honorable Board authorized the County of Westchester (the “County”), acting by and through the Department of Health (the “Department”), to enter into three (3) contracts, as set forth below, with Allways East Transportation, Inc. (“Allways East”) for the provision of transportation services for children with special needs (the “Transportation Agreements”). The Transportation Agreements were subsequently executed.

Allways East recently informed the Department that the president of the corporation will soon be retiring and that the vice president and manager of Allways East will continue all business operations of the corporation as the president and manager of the family’s other business, Allways North Transportation, Inc. (“Allways North”). The parties now wish to assign all three (3) contracts entered into between the County and Allways East, to Allways North.

Accordingly, authorization is requested to enter into three (3) assignment agreements (the “Assignment Agreements”) with Allways East and Allways North, pursuant to which the County will consent to the assignment of the three (3) Transportation Agreements referenced below between the County and Allways East, to Allways North, effective upon execution of the Assignment Agreements by all parties and approval of same by the Office of the Westchester County Attorney.

Contract Number	Program(s)/Zone	Contractor	Contract Period
WCDH E/T498	Association for Retarded Citizens, Inc./CSED- Hawthorne	Allways East Transportation, Inc.	9/01/12 – 8/31/17
WCDH E/T510	Regional Transportation Needs - Northern Regional Zone	Allways East Transportation, Inc.	9/01/12 – 8/31/17
WCDH E/T513	John A. Coleman School, White Plains	Allways East Transportation, Inc.	9/01/14 – 8/31/19

Except as specifically provided hereby, all other terms and conditions of the Transportation Agreements shall remain unchanged.

An appropriate resolution is herewith attached.

## RESOLUTION

Upon a communication from the Commissioner of Health, be it hereby

**RESOLVED**, that the County of Westchester (the “County”), acting by and through the Department of Health (the “Department”), is authorized to enter into three (3) assignment agreements (the “Assignment Agreements”) with Allways East Transportation, Inc. (“Always East”) and Allways North Transportation, Inc. (“Allways North”), pursuant to which the County will consent to the assignment of the three (3) contracts referenced below between the County and Allways East (the “Transportation Agreements”), to Allways North, effective upon execution of the Assignment Agreements by all parties and approval of same by the Office of the Westchester County Attorney;

Contract Number	Program(s)/Zone	Contractor	Contract Period
WCDH E/T498	Association for Retarded Citizens, Inc./Children’s School for Early Development Hawthorne	Allways East Transportation, Inc.	9/01/12 – 8/31/17
WCDH E/T510	Regional Transportation Needs - Northern Regional Zone	Allways East Transportation, Inc.	9/01/12 – 8/31/17
WCDH E/T513	John A. Coleman School, White Plains	Allways East Transportation, Inc.	9/01/14 – 8/31/19

and be it further

**RESOLVED**, that except as specifically provided hereby, all other terms and conditions of the Transportation Agreements shall remain unchanged; and be it further

**RESOLVED**, that the County Executive or his duly authorized designee is hereby authorized and empowered to execute any and all documents necessary or appropriate to effectuate the purpose 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) \_\_\_\_\_ Start Date \_\_\_\_\_ End Date \_\_\_\_\_  
(must match resolution)

Funding Source Tax Dollars \_\_\_\_\_  
State Aid \_\_\_\_\_  
\$ \_\_\_\_\_ Federal Aid \_\_\_\_\_  
(must match resolution) Other \_\_\_\_\_