

52118

May 25, 2016

TO: The Honorable Board of Acquisition and Contract

FROM: Robert P. Astorino
County Executive

RE: **Authority to enter into an agreement with Thompson & Bender, LLC to assist the County in developing the “One Community Campaign,” in an amount not to exceed One Hundred Thousand (\$100,000.00) Dollars.**

The attached Resolution, if approved by your Honorable Board, would authorize the County of Westchester (the “County”) to enter into an agreement (the “Agreement”) with Thompson & Bender, LLC (“Thompson & Bender”), pursuant to which Thompson & Bender will assist the County in developing the “One Community Campaign” in accordance with the Settlement Agreement between the United States and the County and the Court Order of Judge Denise Cote dated May 23, 2016 (the “Court Order”). The Agreement shall be in an amount not to exceed One Hundred Thousand (\$100,000.00) Dollars, payable pursuant to an approved budget, commence upon full execution and approval of the same by the Office of the County Attorney and terminate upon thirty (30) days notice by the County.

Pursuant to the Agreement, Thompson & Bender will assist the County in developing the “One Community Campaign” to broaden support for fair housing and promote the fair and equitable distribution of affordable housing in all communities, including public outreach specifically addressing the benefits of mixed-income housing and racially and ethnically integrated communities. The Court Order required, among other things, that the County retain a public relations consultant or firm before June 6, 2016 to assist the County to developing the “One Community Campaign.” The Agreement will enable the County to comply with the Court Order.

The Agreement will serve a public purpose by promoting and marketing the positive impacts of affordable housing, mixed-income housing and population diversity throughout the County as well as ensuring that the County complies with the Court Order. The goals and objectives of this proposed agreement are to develop the “One Community Campaign” which

will be in the best interests of the County since it will ensure the County's compliance with the Court Order. The goals and objectives will be tracked and monitored by County personnel.

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

Accordingly, your favorable action on the annexed Resolution is most respectfully urged and recommended.

RPA/jpi

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/26/2016 - LISA MARIJA SECRETARY

RESOLUTION

Upon a communication from the County Executive, it is hereby:

RESOLVED, that the County of Westchester (the "County") is hereby authorized to enter into an agreement with Thompson & Bender, LLC ("Thompson & Bender"), pursuant to which Thompson & Bender will assist the County in developing the "One Community Campaign" in accordance with the Settlement Agreement between the United States and the County and the Court Order of Judge Denise Cote dated May 23, 2016; and be it further

RESOLVED, that the Agreement shall be in an amount not to exceed One Hundred Thousand (\$100,000.00) Dollars, payable in accordance with an approved budget, shall commence upon full execution and approval of the same by the Office of the County Attorney and terminate upon thirty (30) days notice by the County.

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, Phase Or Unit	& Object/ Sub-Object	Trust Account	Dollars
263	11	035J	4250	T035	\$100,000

Budget Funding Year(s) 2016 Start Date _____ End Date _____
(must match resolution)

Funding Source

Tax Dollars \$100,000

State Aid _____

\$ 100,000

Federal Aid _____

(must match resolution)

Other _____