

Robert P. Astorino
County Executive

Department of Social Services

Kevin M. McGuire
Commissioner

Philippe Gille
First Deputy Commissioner

56784

Memorandum
Department of Social Services

Date: April 27, 2017

To: The Honorable Board of Acquisition and Contract

From: Kevin M. McGuire
Commissioner

Re: Authority to enter into a sublease agreement with the Rockland County Board of Cooperative Educational Services for the use of classroom space located at the Old Nyack High School for the purpose of conducting a "Jobs Waiting" boot camp for a term commencing on May 22, 2017 and continuing through June 29, 2017 for an amount not-to-exceed \$3,450

The County of Westchester, through its Department of Social Services (the "Department"), on behalf of the Westchester-Putnam Local Workforce Development Board, seeks to enter into a sublease agreement (the "Agreement") with the Rockland County Board of Cooperative Educational Services ("Rockland BOCES") for the use of classroom space located at the Old Nyack High School, 131 North Midland Avenue, Nyack, New York 10960 (the "Premises") for the purpose of conducting a "Jobs Waiting" boot camp. The term of the Agreement will commence on May 22, 2017 and continue through June 29, 2017. In consideration for the grant of the sublease, the County shall pay Rockland BOCES rent in a total amount not-to-exceed \$3,450, with the first payment of \$1,725 due upon the County signing the Agreement and the remaining \$1,725 due on June 29, 2017.

Pursuant to the terms of the Agreement, the County will agree to "defend, indemnify and hold Rockland BOCES, its officers, directors, employees, agents and representatives harmless from any and all claims, losses, costs and liabilities or expenses incurred, whether based on claims of tort or contract, including court cost and reasonable attorney's fees, incurred or sustained by Rockland BOCES due to the County's use of the Premises or arising out of any bodily injury, death, or property damage, unless caused by the negligence or willful misconduct of Rockland BOCES, its employees, contractors or agents".

The Agreement will serve a public purpose by providing the Department with a suitable venue to conduct its “Jobs Waiting” boot camp. The boot camp will assist job seekers in the County with obtaining the skills necessary to secure employment in emerging high tech industries in the region.

This Agreement is exempt from the requirements of the Westchester County Procurement Policy pursuant to Section 3(b) thereof.

Accordingly, I most respectfully recommend the adoption of the annexed Resolution.

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/25/2017 - LISAMRIJAJ, SECRETARY

RESOLUTION

Upon a communication from the County Executive, be it hereby

RESOLVED, that the County of Westchester (the “County”), acting by and through its Department of Social Services, on behalf of the Westchester-Putnam Local Workforce Development Board, is hereby authorized to enter into a sublease agreement (the “Agreement”) with the Rockland County Board of Cooperative Educational Services (“Rockland BOCES”) for the use of classroom space located at the Old Nyack High School, 131 North Midland Avenue, Nyack, New York 10960 (the “Premises”) for the purpose of conducting a “Jobs Waiting” boot camp for a term commencing on May 22, 2017 and continuing through June 29, 2017 for an amount not to exceed \$3,450 (the “Agreement”); and be it further

RESOLVED, that pursuant to the terms of the Agreement, the County will agree to “defend, indemnify and hold Rockland BOCES, its officers, directors, employees, agents and representatives harmless from any and all claims, losses, costs and liabilities or expenses incurred, whether based on claims of tort or contract, including court costs and reasonable attorney’s fees, incurred or sustained by Rockland BOCES due to the County’s use of the Premises or arising out of any bodily injury, death, or property damage, unless caused by the negligence or willful misconduct of Rockland BOCES, its employees, contractors or agents”; 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
275	22	T559	4531	559P	\$3,450

Budget Funding Year(s): 2016 Start Date: 5-22-2017 End Date: 6-29-2017
(must match resolution)

Funding Source Tax Dollars:
State Aid:
\$3,450 Federal Aid: 100%
(must match resolution) Other: