



Westchester Community College

State University of New York

67862

February 14, 2019

To: Board of Acquisition and Contract

From: Dr. Belinda S. Miles
President

Re: Authority for the County of Westchester, acting by and through Westchester Community College, to enter into an agreement with The Research Foundation for the State University of New York for the provision of Child Care and Development Block Grant Funds.

The Virginia Marx Children's Center (the "Children's Center"), located on the main campus of Westchester Community College (the "College") in Valhalla, New York, is operated by the College and provides child care for the preschool children of students, staff and the local community.

One of the ways that the federal government provides funding for child care is through the Child Care and Development Block Grant Act of 1990 ("CCDBG Act"). The New York State Office of Children and Family Services is the lead agency for the administration of the CCDBG program in New York and has entered into an MOU with the State University of New York ("SUNY") pursuant to which a portion of New York's CCDBG funds have been made available to SUNY to provide child care tuition subsidies for low income SUNY students to help pay for their child care needs. The Research Foundation for the State University of New York (the "Foundation") is acting as SUNY's agent for the fiscal implementation of this program.

Authority is requested to authorize the County of Westchester, acting by and through the College, to enter into an agreement with the Foundation whereby the Foundation will reimburse the College for certain, allowable costs incurred while providing child care services at the Children's Center. Pursuant to the proposed agreement, the College will be reimbursed up to the aggregate total of \$14,100.00 for the period commencing August

1, 2018 and terminating July 31, 2019. The parties will cross indemnify each other for their respective actions under the agreement.

This agreement is exempt from the operation of the Westchester County Procurement Policy pursuant to Section 3(a)(iii) in that it is an agreement with an agency of the State of New York. The funds provided will enable the College to provide child care services to low income students, allowing them to attend class.

Accordingly, I recommend adoption of the attached resolution.

BSM/jpi
Encls.

APPROVED BOARD OF ACQUISITION & CONTRACT - 03/14/2019 - LISA MARIJAUSKAS SECRETARY

RESOLUTION

Upon a communication from the President of Westchester Community College, be it hereby:

RESOLVED, that the County of Westchester (“County”), acting by and through Westchester Community College (“College”), is authorized to enter into an agreement with The Research Foundation for the State University of New York for the provision of Child Care and Development Block Grant Funds; and be it further

RESOLVED, that pursuant to the proposed agreement, the College will be reimbursed up to the aggregate total of \$14,100.00 for the period commencing August 1, 2018 and terminating July 31, 2019; and be it further

RESOLVED that the parties will cross indemnify each other for their respective actions under the agreement as follows:

Both parties agree, to the fullest extent permitted by law, to indemnify, hold harmless and defend the indemnified parties and its directors, officers, employees, consultants, agents and representatives against all claims, including claims of third parties, causes of action, damages, losses or expenses, including without limitation attorneys’ fees, arising out of or resulting from this Agreement or any action arising hereunder, provided, the indemnified party’s actions are not based upon negligence or willful misconduct.

; and be it further

RESOLVED, that the County Executive or his duly authorized designee be and hereby is authorized and empowered to execute any and all instruments and to take all action necessary to implement the purposes hereof.

Account to be Charged/credited	Fund	Dept	Major Program, Program & Phase Or Unit	Sub Unit	Object/ Sub Object	Trust Account	Dollars
	701	34	8501		9075		\$14,100

Budget Funding Year(s) 2018/19 Start Date 8/1/18 End Date 7/31/19
 (must match resolution)

Funding Source Tax Dollars _____

State Aid _____

\$14,100 Federal Aid _____

(must match resolution)

Other _____ Revenue _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 03/14/2019 - LISA MRIJAJ, SECRETARY