

82546

TO: Honorable Members of the Board of Acquisition and Contract

FROM: Honorable George Latimer
Westchester County Executive

Robin Schlaff
Director, Office for Women

DATE: February 9, 2021

SUBJECT: Authority to enter into an agreement with Hudson River Museum of Westchester to provide various artistic, cultural and educational programs to the public and to schools throughout the County, for the period January 1, 2021 to December 31, 2021, for an amount not to exceed \$738,236.00

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 Hudson River Museum of Westchester (the "Museum") to provide various artistic, cultural and educational programs including planetarium and science activities and exhibitions to the public and to schools throughout the County, for a term commencing January 1, 2021 and continuing through December 31, 2021, for an amount not to exceed Seven Hundred Thirty-Eight Thousand Two Hundred Thirty-Six Dollars (\$738,236.00), to be paid quarterly pursuant to an approved budget.

The proposed Agreement will serve a public purpose by enhancing the quality of life for County residents as well as visitors from outside the County, through a wide array of high-quality cultural and educational programming and exhibits.

The goals and objectives of the proposed Agreement are for the Museum to provide cultural, artistic and educational experiences to the residents of the County. Unless otherwise restricted by Centers for Disease Control and Prevention ("CDC") guidelines during the COVID-19 pandemic, the Museum will:

- host school, community and summer camp visits for school-aged children;
- continue its partnerships with private, parochial schools and public schools in Yonkers, offering students various curriculum-related programming;
- host visits for adult groups from senior centers, assisted living facilities and community organizations;
- continue to exhibit various art collections; and

- continue its partnership with Art Bridges, exhibiting major works of 20th century American art on long-term loan alongside permanent works from the Museum's collection.

The goals and objectives of the proposed Agreement will be tracked and monitored by the Office for Women.

The procurement of the proposed Agreement is exempt from the Westchester County Procurement Policy pursuant to Section 3(a) (xiii), which exempts contracts for the "support, enhancement, or preservation of cultural resources and the arts."

Attached for your consideration is a proposed Resolution.

APPROVED BOARD OF ACQUISITION & CONTRACT - 02/18/2021 LISA MARIJA SECRETARY

RESOLUTION

Upon a communication from the Westchester County Executive and the Director of the Office for Women, be it hereby

RESOLVED, that the County of Westchester (the "County") is hereby authorized to enter into an agreement (the "Agreement") with Hudson River Museum of Westchester (the "Museum"), to provide various artistic, cultural and educational programs including planetarium and science activities and exhibitions to the public and to schools throughout the County, for a term commencing January 1, 2021 and continuing through December 31, 2021, for an amount not to exceed Seven Hundred Thirty-Eight Thousand Two Hundred Thirty-Six Dollars (\$738,236.00), to be paid quarterly pursuant to an approved budget; 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 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 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 the Contractor shall have the right to terminate this 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 and empowered to execute any and all documents and take any actions necessary to effectuate the purposes hereof.

Account to be charged/credited:

FUND	DEPT	Major Program, Program & Phase, Or Unit	Object/ Sub-Object	Trust Account	Dollars	Funding Year
101	52	2015	5100	N/A	\$721,925	2021
101	52	2508	5100	N/A	\$16,311	2021

Budget Funding Year(s) 2021

(must match resolution)

Start Date: 1/1/2021 **End Date:** 12/31/2021

\$738,236

(must match resolution)

Funding Source: Tax Dollars \$738,236

State Aid _____

Federal Aid _____

Other _____