



Westchester Community College

State University of New York

OnBase: 90143

TO: Board of Acquisition and Contract

FROM: Dr. Belinda S. Miles
President, Westchester Community College

DATE: January 7, 2022

SUBJECT: Authority for the County and the Westchester Community College (“WCC”) to enter into an agreement with the State of New York, acting by an through its Dormitory Authority (“DASNY”), pursuant to which DASNY will undertake certain interior design and purchasing services in connection with additional furniture, fixtures, and equipment for WCC’s Yonkers Extension Center (the “Project”), and the County will provide an amount not to exceed \$1,000,000.00 for the Project which is estimated to cost an amount not to exceed \$2,000,000.00.

Authority is respectfully requested from your Honorable Board for the County of Westchester (the “County”), and the Westchester Community College (“WCC”) to enter into an agreement (the “Agreement”) with the State of New York, acting by an through its Dormitory Authority (DASNY), pursuant to which DASNY will undertake certain interior design and purchasing services in connection with additional furniture, fixtures, and equipment for WCC’s Yonkers Extension Center (the “Project”), and the County will provide an amount not to exceed \$1,000,000.00 for the Project. The Project is estimated to cost an amount not to exceed \$2,000,000.00.

By Resolution of your Honorable Board on November 10, 2021, the County was authorized to amend the lease agreement with Brooks Shopping Centers, LLC in contemplation of the relocation of the Extension Center to a new 39,093 square foot premises which was formerly occupied by the Sears department store, and to extend the term of the Lease for ten (10) years.

The County is the local sponsor, as defined by Section 6301 of the New York State Education Law (“Education Law”), of WCC, and, as such, is required by Section 6304(1)(C) of the

Education Law to provide one half of the capital cost of the operation of WCC. Pursuant to Title 4 of Article 8 of the Public Authorities Law, DASNY is authorized to, among other things, design, construct and otherwise provide and furnish facilities for locally sponsored community colleges. Under the terms of the proposed Agreement, DASNY will undertake the Project which is estimated to cost \$2,000,000.00 of which the County will provide an amount not to exceed \$1,000,000.00 in accordance with its obligations under the Education Law as stated above. On December 7, 2021, the Westchester County Board of Legislators adopted Capital Budget Amendment Act-226-2021 and Bond Act 227-2021 to provide the funding for the Project.

The goal and objective of the proposed Agreement is to provide the terms pursuant to which DASNY will undertake the Project on behalf of WCC and the County will provide one half of the capital required in accordance with its obligations under the Education Law.

It should be noted that this agreement is exempt from the County's Procurement Policy pursuant to Section 3(a)iii thereof.

Accordingly, attached for your consideration is a resolution which, if approved, would authorize the County to enter into this Agreement. Approval of the attached resolution is recommended.

BSM/ jrc

APPROVED BOARD OF ACQUISITION & CONTRACT - 01/20/2022 - RAYMOND SCALISE SECRETARY

RESOLUTION

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

RESOLVED, that County of Westchester (the "County"), and the Westchester Community College ("WCC") are authorized to enter into an agreement (the "Agreement") with the State of New York, acting by and through its Dormitory Authority (DASNY), pursuant to which DASNY will undertake certain interior design and purchasing services in connection with additional furniture, fixtures, and equipment for WCC's Yonkers Extension Center (the "Project"), and the County will provide an amount not to exceed \$1,000,000.00 for the Project, which is estimated to cost an amount not to exceed \$2,000,000.00; and be it further

RESOLVED, that this Agreement is subject to appropriations; 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 and appropriate to effectuate the purposes hereof.

(Agreement No. _____)

Account to be Charged/Credited	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Bond Act	Dollars
	381	32	WCC94-00-S	5619001	227-2021	\$ 1,000,000

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

Funding Source: Tax Dollars (County) \$1,000,000 Contractor Federal I.D. No./

Social Security No.: _____ State Aid _____

Federal Aid _____ Vendor No.: _____
 (must match resolution)

Other _____ Encumbrance No.: _____