



OnBase: **111566**

August 5, 2025

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 Port Chester – Rye Union Free School District pursuant to which WCC will provide college-level courses in Health and Fitness for Life to students at Port Chester High School for the period from September 1, 2025 through August 30, 2026 for an amount not-to-exceed \$38,500.

Authority is requested for the County of Westchester, acting by and through the Westchester Community College (the "College"), to enter into an agreement with the Port Chester – Rye Union Free School District (the "School District") whereby the College will provide college-level courses in Health and Fitness for Life to students at Port Chester High School (the "Agreement"). The proposed Agreement will commence on September 1, 2025, regardless of the date the Agreement is actually executed, and shall continue through August 30, 2026. In consideration for the college-level courses provided, the School District will pay the College an amount not-to-exceed Thirty-Eight Thousand Five Hundred Dollars (\$38,500).

Pursuant to the terms of the proposed Agreement, the College agrees to defend, indemnify and hold harmless the School District, its Board of Education, officers, employees, and agents against all claims, demands, actions, lawsuits, costs, damages and expenses, including attorneys' fees, judgments, fines and amounts, arising from any negligent, reckless or willful act or omission of College, its officers, directors, employees or agents in connection with the performance of services pursuant to the Agreement.

Both the College and the School District believe that this collaboration will benefit both students and instructors from the School District participating in the Health and Fitness for Life Courses.

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 a political subdivision of the State of New York. The Agreement is also authorized pursuant to Section 6306.8 of the Education Law in that it is an agreement for a cooperative educational program with a school district.

Accordingly, I recommend adoption of the attached resolution.

BSM/cm
Encls.

APPROVED BOARD OF ACQUISITION & CONTRACT - 08/21/2025 - RAYMOND SCULKY, SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester, acting by and through Westchester Community College (the "College"), is authorized to enter into an agreement with the Port Chester – Rye Union Free School District (the "School District"), whereby the College will provide college-level courses in Health and Fitness for Life to students at Port Chester High School, for a term commencing on September 1, 2025 and continuing through August 30, 2026 (the "Agreement"); and be it further

RESOLVED, that in consideration for the college-level course provided, the School District will pay the College a total amount not-to-exceed Thirty-Eight Thousand Five Hundred Dollars (\$38,500); and be it further

RESOLVED, that pursuant to the terms of the proposed Agreement, the College will agree to defend, indemnify and hold harmless the School District, its Board of Education, officers, employees, and agents against all claims, demands, actions, lawsuits, costs, damages and expenses, including attorneys' fees, judgments, fines and amounts, arising from any negligent, reckless or willful act or omission of College, its officers, directors, employees or agents in connection with the performance of services pursuant to the Agreement.; 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	Potential Revenue Dollars
	010	1030				4911600	\$38,500

Budget Funding Year(s) 2025/26 Start Date 9/6/2025 End Date 8/30/2026
(must match resolution)

Funding Source Tax Dollars _____
State Aid _____
Federal Aid _____
\$38,500
(must match resolution)
Other: (Revenue) \$38,500