



OnBase: 110895

April 9, 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 to provide college-level courses in Health and Fitness for Life for the period from September 6, 2024 through August 30, 2025, whereby the College shall be paid a total amount not-to-exceed Ten Thousand Nine Hundred and 50/100 Dollars (\$10,900.50).

Authority is requested to authorize the County of Westchester, acting by and through 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 Health and Fitness for Life courses to students at Port Chester High School. The proposed agreement will have a term commencing September 6, 2024 and terminating August 30, 2025. The School District will pay to the College an amount not-to-exceed Ten Thousand Nine Hundred and 50/100 Dollars (\$10,900.50) for providing these services.

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.

This agreement is exempt from the operation of the Westchester County Procurement Policy pursuant to Section 3(a)(iii), which exempts contracts with a political subdivision of the State of New York. The agreement is 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.

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, is authorized to enter into an agreement with the Port Chester – Rye Union Free School District, whereby the College will provide college-level Health and Fitness for Life courses to students at Port Chester High School, for a term commencing September 6, 2024 and terminating August 30, 2025, for a total amount not-to-exceed Ten Thousand Nine Hundred and 50/100 Dollars (\$10,900.50); and be it further

RESOLVED, that the proposed agreement will have; and be it further

RESOLVED, that 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.; 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			49116-01		\$10,900.50

Budget Funding Year(s) 2025/26 Start Date 9/6/2024 End Date 8/30/2025
(must match resolution)

Funding Source

\$10,900.50
(must match resolution)

Other:

Tax Dollars _____

State Aid _____

Federal Aid _____

(Revenue) \$10,900.50

APPROVED BOARD OF ACQUISITION & CONTRACT - 04/17/2025 - RAYMOND SCULKY, SECRETARY