

**14835**

**DATE:** October 20, 2010

**TO:** Board of Acquisition and Contract

**FROM:** Cheryl Archbald, M.D., M.P.H.  
Acting Commissioner of Health

**RE:** Authorization to enter into an Agreement with Laboratory Corporation of America Holdings to Provide Various Laboratory Testing Services for the Westchester County Department of Health's Tuberculosis (TB) Program, for the period 12/01/10 to 11/30/11, in the not-to-exceed amount of \$25,000 payable at the stated contract rates

The Westchester County Department of Health ("WCDH") requests authorization to enter into an agreement with Laboratory Corporation of America Holdings ("LabCorp") to provide various laboratory testing services for the WCDH's Tuberculosis (TB) program, for the period 12/01/10 to 11/30/11, in the not-to-exceed amount of \$25,000 payable at the stated contract rates.

Even though written quotations were not required pursuant to the Westchester County Procurement Policy, requests for quotations (RFQ) were sent to five (5) major commercial laboratories servicing Westchester County. Three (3) laboratories responded as indicated in the attached listing and LabCorp offered the lowest proposed total package rates. The Department of Labs and Research does not provide these specific tests.

The public purpose is to promote the public health and general welfare of County residents by ensuring that proper courses of treatment for TB disease screenings are provided to WCDH patients, and to their contacts who may have already been exposed. The goal is to properly screen, treat and monitor patients with both newly identified and active TB cases through the provision of specific laboratory tests to control and prevent the spread of TB in order to minimize the public health risks and improve patients' overall well-being. The WCDH provides TB health services at its district office clinics located throughout the County. Laboratory testing is required for the proper medical management of these patients in order to confirm a diagnosis and monitor treatment for both its efficacy and side effects.

These cases are tracked and monitored through the analyses of test results and physicians' review of WCDH clinic program reports on an as-needed and monthly basis. Through September 2010 year to date, 539 patients have been evaluated and treated for potential TB exposure and infection.

Accordingly, the WCDH requests authorization to enter into contract with LabCorp for the various tests to be provided payable at the stated contract rates.

Approval of the attached resolution is respectfully requested.

/dc  
Attachment

# RESOLUTION

**RESOLVED,** that the County of Westchester, acting by and through its Department of Health ("WCDH"), is authorized to enter into an agreement with Laboratory Corporation of America Holdings to provide laboratory testing services for the WCDH's Tuberculosis (TB) program, for the period 12/1/10 through 11/30/11, in the not-to-exceed amount of \$25,000 payable at the stated contract rates; 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 all appropriate contracts or documents necessary to effectuate the purposes of this resolution in the manner prescribed by law.

Department of Health  
 County of Westchester  
 145 Huguenot Street, 8<sup>th</sup> Floor  
 New Rochelle, New York 10801  
 October 20, 2010

Agreement #

Account to be Charged/Credited	Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub-Object	Trust Account	Dollars
	101	27	0010 - HSSN	4238-04		\$ 2,000 ('10)
	101	27	0010 - HSSN	4238-04		\$23,000 ('11)

Budget Funding Year(s) (must match resolution) 2010-2011 Start Date 12/01/10 End Date 11/30/11

Funding Source	Tax Dollars	<u>\$16,000</u>
	State Aid	<u>\$ 9,000</u>
<b>\$25,000</b>	Federal Aid	<u>                    </u>
(must match resolution)	Other	<u>                    </u>

**Attachment**

**Westchester County Department of Health  
LABORATORY TESTING SERVICES 2010-2011  
RFQ Respondent List**

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Vincent Porcelli  
Director of Managed Care & Contracting  
**BioReference Laboratories, Inc.**  
481 Edward Ross Drive  
Elmwood Park, New Jersey 07407

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Jean Relyea  
Hospital Account Executive  
**Quest Diagnostics Incorporated**  
One Malcolm Avenue  
Teterboro, New Jersey 07608

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David Delia  
Vice President  
**Laboratory Corporation of America Holdings**  
69 First Avenue  
Raritan, New Jersey 08869

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APPROVED BOARD OF ACQUISITION & CONTRACT - 11-12-2010 - JOMARY VIEIRA, SECRETARY