

15894

To: Board of Acquisition and Contract

From: Ann Marie Berg
Commissioner of Finance

Date: December 8, 2010

Re: Amending a Resolution approved on September 23, 2010 which authorized an Agreement with Triad Group, L.L.C. to provide On-The-Job Injury Claim Administration and Case Management Services for the period commencing November 1, 2010, and terminating October 31, 2013 in an annual amount not to exceed \$450,000, for an aggregate cost not to exceed \$1,350,000, in order to include the reimbursement of loss adjustment expense in an annual amount not to exceed \$440,000 and a three-year cost not to exceed \$1,320,000

The County of Westchester provides Worker's Compensation/Job Injury benefits through a self-insured job injury program financed under Section 6J of the New York State General Municipal Law. On July 12, 2010, the Department of Finance issued a Request for Proposals ("RFP") for Job Injury Claims Administration and Case Management Services for all County Employees. The RFP provided that a three-year contract would be awarded to the successful proposer, with an option on the part of the County to renew for two additional one-year terms.

Your Honorable Board adopted a Resolution on September 23, 2010 authorizing the County to enter into a three-year agreement with Triad Group L.L.C. ("Triad") to provide on-the-job injury claim administration and case management services for the term November 1, 2010 through October 31, 2013, with two one-year options to renew, at an annual cost not to exceed \$450,000 for an aggregate cost not to exceed \$1,350,000, with an option on the part of the County to renew for two annual one-year terms at a cost of \$454,000 in the first year and \$467,500 in the second year (the "Resolution"). The Agreement was never executed.

Authority is now being requested to amend the Resolution to include in the Agreement reimbursement of loss adjustment expense in an annual amount not to exceed \$440,000 for a three-year cost not to exceed \$1,320,000, with two one-year options on the part of the County to extend the agreement at an annual cost not to exceed \$440,000 in loss adjustment expense. This amendment to the Resolution would bring the aggregate not to exceed amount of the three-year agreement to \$2,670,000. The aggregate not to exceed amount of the two option years would be: \$894,000 for the first option year and \$907,500 for the second option year. The loss adjustment expense portion of the proposed agreement was included in the RFP as well as in the proposal

received from Triad. It includes documented loss adjustment expenses, such as fees for any necessary independent case management and medical examinations, claimant surveillances, rehabilitation or retraining programs, court stenographers, etc. The omission of the allocated loss expense portion of the Agreement from the original Resolution was recently discovered during the preparation of the contract documents.

I recommend for your favorable consideration adoption of the annexed proposed Resolution.

AMB/DI
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/22/2010 - JOMARY VIEIRA, SECRETARY

RESOLUTION

Upon a communication from the Commissioner of Finance, be it hereby

RESOLVED, that the Resolution adopted September 23, 2010 which authorized the County to enter into an Agreement with Triad Group, L.L.C. for the provision of on-the-job injury/illness claim administration and case management services (the "Agreement") for a three-year term from November 1, 2010 through October 31, 2013 in an annual amount not to exceed \$450,000 for an aggregate not to exceed amount of \$1,350,000, with an option on the part of the County to renew for two annual one-year terms at a cost of \$454,000 in the first year and \$467,500 in the second year (the "Resolution") is hereby amended to add necessary and documented loss adjustment expenses in an annual amount not to exceed \$440,000 for each year of the Agreement and for each of the two one-year options; and be it further

RESOLVED, that the Resolution is amended to bring the aggregate not to exceed amount of the Agreement to \$2,670,000; the aggregate not to exceed amount of the first one-year option to \$894,000 and the aggregate not to exceed amount of the second one-year option to \$907,500; and be it further

RESOLVED, that all other terms and conditions of the Resolution shall remain in full force and effect: and be it further

RESOLVED, that the County Executive or his duly authorized designee is authorized and empowered to execute all documents and to take all action necessary to accomplish the purposes thereof.

Account to be Charged/credited	Fund	Dept.	Major Program Program & Phase Or Unit	Object/ Sub Object	Trust Account	Activity	Dollars
2010 :6J Fund	613	57	0008	4280	N/A	N/A	\$148,333
2011	613	57	0008	4280	N/A	N/A	\$890,000
2012	613	57	0008	4280	N/A	N/A	\$890,000
2013	613	57	0008	4280	N/A	N/A	\$741,667

Budget Funding Year(s): 2007 Start Date 11/1/10 End Date 10/31/13

Tax Dollars: _____
 State Aid: _____
 Federal Aid: _____
 Other- 6 J Fund: _____ X

\$2,670,000
 (Must match resolution)

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/22/2010 - JOMARY VIEIRA, SECRETARY