

Robert P. Astorino
County Executive

Department of Social Services

Kevin McGuire
Commissioner

19320

DATE: May 19, 2011

TO: Board of Acquisition and Contract

FROM: Kevin McGuire
Commissioner, Department of Social Services

SUBJECT: Resolution authorizing the County of Westchester to amend an agreement with The Food Bank for Westchester, Inc. to assist non-profit food distribution centers for the period from April 1, 2010 through March 31, 2011 in an amount not to exceed \$107,500, by 1) extending the end date of the agreement from March 31, 2011 to December 31, 2011; and 2) by increasing the not to exceed amount by \$72,563, from a total not to exceed amount of \$107,500 to a new total not to exceed amount of \$180,063 to be paid pursuant to an approved program budget and subject to appropriation

Through a resolution approved on April 8, 2010, your Honorable Board authorized the County of Westchester, acting by and through its Department of Social Services, to enter into agreement with The Food Bank for Westchester, Inc. to assist non-profit food distribution centers for the period from April 1, 2010 through March 31, 2011 in an amount not to exceed \$107,500. The agreement was subsequently executed.

Authority is now requested to amend the aforesaid agreement by 1) extending the end date of the agreement from March 31, 2011 to December 31, 2011; and 2) by increasing the not to exceed amount by \$72,563, from a total not to exceed amount of \$107,500 to a new total not to exceed amount of \$180,063 to be paid pursuant to an approved program budget and subject to appropriation. The additional money is for services to be provided during the extended term.

The **public purpose** of the proposed agreement is to assist The Food Bank for Westchester, Inc. in the distribution of food to member agencies (food pantries, soup kitchen, etc.), and those member agencies in turn distribute the food to needy individuals and families in the community.

The goals and objective of the Bulk Buying portion of the program called the Westchester Emergency Food Distribution Program funded by Westchester County Department of Social Services, is to purchase and distribute 195,000 pounds of food to help feed hungry Westchester residents. The poundage supplied by the county will translate into 156,000 meals (one meal equals 1.25 pounds of food), or one week's worth of meals for 7,428 individuals.

The goals and objectives are in the best interests of the County in terms of public health because this program provides needed food supplies to those residents most vulnerable; the ill, the aged and the young. By providing healthy food to the needy, the Department assists in promoting healthy consumption.

The goals and objectives are in the best interests of the County in terms of fiscal responsibility because for the last two and a half years, the need for food has increased dramatically due to the economic turn down. Those who are receiving assistance, including food stamps, may not have sufficient food by month's end. Some people who have become poor due to the recent economic condition may not even qualify for any assistance, or may require supplemental food even with the provision of food stamps. The service that The Food Bank provides is aligned with the goals of the Department, which is to assist families and individuals with their basic needs until they can become self sufficient. Additionally, this program will satisfy the needs of individuals who are hungry and homeless, but do not want to make an application for Public Assistance or Food Stamp benefits which eases the financial burden on tax payers.

The goals and objectives of this contract will be tracked and monitored through performance measurement indicators developed by the Department and approved by the County Budget Office. They include, but are not limited to, submission of quarterly reports, direct contact with the Department and on-site visits.

Statistics available to the Department at this time indicate that The Food Bank for Westchester, Inc. acquired and distributed 5,031,967 pounds of food and non food; acquired and distributed 812,972 pounds of fresh produce; acquired and distributed over 24,000 pounds of venison; provided food assistance to 1,881,663 persons (duplicated) through 186 active member agencies and 9 Alternative Distribution Sites; 251 Food Safety and Nutrition education presentations to needy clients, and 100 Food Demonstrations and Tastings at distribution sites. The Food Bank for Westchester provided the following technical assistance to member agencies: 405 Presentations on Food Safety and Nutrition; 88 site visits; 30 Pantry Bag Analysis; 20 Shelter/SK meal analysis; 10 Food Handler Classes resulting in 110 people becoming certified, and 2 short Serve Safe classes resulting in 36 people becoming certified. Westchester County funds acquire 10% of all the food purchased through the Food Bank.

Except as specifically amended hereby, all other terms and conditions of the Original Agreement shall remain in full force and effect.

Accordingly, the County of Westchester, acting by and through its Department of Social Services, is requesting authority to amend the aforesaid agreement with The Food Bank for Westchester, Inc. for the above stated purpose.

RESOLUTION

Upon a communication from the Commissioner of Social Services, be it hereby

RESOLVED, that the County of Westchester is hereby authorized to amend an agreement with The Food Bank for Westchester, Inc. to assist non-profit food distribution centers in collecting, storing and distributing food and providing technical assistance to all qualified non-profit anti-hunger programs that distribute this food free of charge to the ill, needy and infants in their immediate community in Westchester County for the period from April 1, 2010 through March 31, 2011 for an amount not to exceed \$107,500, by 1) extending the end date of the agreement from March 31, 2011 to December 31, 2011; and 2) by increasing the not to exceed amount by \$72,563 from a total not to exceed amount of \$107,500 to a new total not to exceed amount of \$180,063 to be paid pursuant to an approved budget, and be it further

RESOLVED, that except as specifically amended hereby, all other terms and conditions of the Original Agreement shall remain in full force and effect; and be it further

RESOLVED, that the agreement is subject to County Appropriations; and be it further

RESOLVED, that the agreement is also subject to further financial analysis of impact of the 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 the agreement or to renegotiate the amount and rate approved herein. If the County subsequently offers to pay a reduced amount to the Contractor, then the Contractor shall have the right to terminate the agreement upon reasonable prior written notice; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized to execute any and all documents and to take such other actions necessary to effectuate the purposes hereof.

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|---------------------------|---------------|
| Original Contract Amount: | \$107,500 |
| This Amendment: | <u>72,563</u> |
| Total: | \$180,063 |

Account to be
Charged/Credited

| | Fund | Dept | Major Program, Program & Phase Or Unit | Object/ Sub- Object | Trust Account | Dollars |
|------|------|------|---|---------------------------|------------------|----------|
| 2011 | 101 | 22 | 8900 | 5960 | ----- | \$72,563 |
| | | | | | ----- | |
| | | | | | | |

Budget Funding Year(s): 2011
(must match resolution)

Start Date: N/A

End Date: December 31, 2011

Funding Source

\$72,563
(must match resolution)

Tax Dollars: 41%

State Aid: 30%

Federal Aid: 29%

Other _____