

24550

DATE: January 30, 2012

TO: Board of Acquisition & Contract

FROM: Mae Carpenter, Commissioner
Department of Senior Programs & Services

RE:: a) Enter into an Agreement with the State of New York acting through the New York State Office for the Aging to accept a grant in the amount of \$44,235 to implement the AAA Transportation Program for the program period April 1, 2011 through March 31, 2012; and

b) Enter into Agreements with the nine (9) subcontractors set forth in the attached schedule, to operate transportation programs for the elderly under the AAA Transportation Program for an aggregate amount not to exceed \$37,535, in the individual amounts set forth in the attached schedule, for the program period April 1, 2011 through March 31, 2012, pursuant to an approved budget.

The attached Resolution, if approved by your Board, will authorize the County of Westchester, acting by and through its Department of Senior Programs & Services (the "Department"), to enter into an Agreement with the State of New York, acting through the New York State Office for the Aging ("NYSOFA") to accept a grant in the amount of \$44,235 for the purpose of implementing the New York State AAA Transportation Program for the program period April 1, 2011 through March 31, 2012.

Authority is also sought to enter into inter-municipal agreements with the nine (9) subcontractors set forth in the attached schedule, for the purpose of administering the aforementioned transportation program for the elderly in a total aggregate amount not-to-exceed \$37,535, in the individual amounts set forth in the attached schedule. The remaining balance of \$6,700 will be used to enter into an inter-agency agreement with Risk Management. These agreements will commence on April 1, 2011 and continue through March 31, 2012, pursuant to an approved budget.

These agreements will serve a public purpose by supplementing current transportation costs for low-income elderly Westchester residents, thus ensuring their freedom of mobility throughout the County. Among other things, these funds will be used for fuel reimbursement for transporting seniors to and from senior center nutrition sites as well as transporting seniors to and from shopping centers and medical appointments.

The Grant Agreement with NYSOFA does not constitute a procurement and as such, is not subject to the requirements of the Westchester County Procurement Policy

The inter-municipal agreements described above are exempt under Section 3(a) iii and Section 3(a) xix of the Westchester County Procurement Policy.

The Westchester County Board of Legislators by Act No. 2011- 204 authorized the County to enter into the Grant Agreement with NYSOFA as well as the intermunicipal agreements with local municipalities within Westchester for the provision of transportation services under this program.

I certify that my department, **a.)** has copies of, or access to, all applicable laws, rules, regulations, grant applications, and grant agreements (including any master grant agreement), as well as any guidance or instructions received from the agency making the grant (the "Grant Terms"), **b.)** has reviewed the Grant Terms, **c.)** is aware of and understands all of the Grant Terms, and **d.)** can and will comply with all of the Grant Terms.

Accordingly, I most respectfully recommend adoption of the proposed attached resolution.

APPROVED BOARD OF ACQUISITION & CONTRACT - 04/05/2012 - JOMARY VIEIRA SECRETARY

RESOLUTION

UPON COMMUNICATION FROM THE COMMISSIONER OF THE WESTCHESTER COUNTY DEPARTMENT OF SENIOR PROGRAMS AND SERVICES, be it hereby:

RESOLVED: that the County of Westchester be and is hereby authorized to enter into an Agreement with the State of New York, acting by and through the New York State Office for the Aging, to accept a grant in the amount of \$44,235 to implement the New York State AAA Transportation Program for the program period April 1, 2011 through March 31, 2012; and be it further

RESOLVED: that the County of Westchester be, and is hereby, authorized to enter into Agreements with the nine (9) subcontractors set forth in the attached schedule to operate transportation programs for the elderly pursuant to the AAA Transportation Program, in the total aggregate amount not to exceed \$37,535, in the individual amounts set forth in the attached schedule, for the program period April 1, 2011 through March 31, 2012, subject to an approved budget; and be it further

RESOLVED: that the agreements with the nine (9) subcontractors listed below are subject to County appropriations; and be it further

RESOLVED: that the agreements with the nine (9) subcontractors listed below are 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 these Agreements. 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 adoptions(s), to conduct an analysis of the impacts of such State Budget on County finances. After such analysis, the County shall retain the right to either terminate these Agreements or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the subcontractors, then the subcontractors shall have the right to terminate their respective Agreements upon reasonable prior written notice; and be it further

RESOLVED: that the County Executive or his duly authorized designee be, and hereby is, authorized to take such actions and execute such documents as may be necessary and appropriate to effectuate the purposes hereof.

Original Agreement \$44,235
 Agreement # N/A
 Account to be
 Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
263	85	813L	9854	T813	\$44,235
263	85	813L	various	T813	\$ 6,700
263	85	813L	4380	T813	\$37,535

Budget Funding Year(s) 2011-2012 Start Date 4/1/11 End Date 3/31/12
 (must match resolution)

Funding Source	Tax Dollars _____
	State Aid <u>\$44,235</u>
<u>\$44,235</u>	Federal Aid _____
(must match resolution)	Other _____

RESOLUTION
AAA Transportation

Municipality	State Funds
Cortlandt	\$5,118
Eastchester	\$1,084
Greenburgh	\$11,127
Mount Pleasant	\$5,184
Ossining, Town	\$1,774
Peekskill	\$2,104
Somers	\$4,041
White Plains	\$4,676
Yorktown	\$2,427

APPROVED BOARD OF ACQUISITION & CONTRACT - 04/05/2012 - JOMARY PERA, SECRETARY