



Robert P. Astorino
County Executive

Department of Social Services

Kevin M. McGuire
Commissioner

31092

DATE: 12/03/2012

TO: Board of Acquisition and Contract

FROM: Kevin M. McGuire
Commissioner, Department of Social Services

SUBJECT: Authority to enter into a repayment agreement with the Westchester Community Opportunity Program, Inc. ("WestCOP") in order to recover funds owed to the County by WestCOP in the amount of \$279,015.00 for a period of 30 months commencing December 15, 2012 through June 15, 2015.

Authority is respectfully requested from your Honorable Board to authorize the County of Westchester (the "County"), acting by and through its Department of Social Services (the "Department"), to enter into a repayment agreement with the Westchester Community Opportunity Program, Inc. ("WestCOP") in order to recover funds owed to the County by WestCOP in the amount of \$279,015.00 for a period of 30 months commencing December 15, 2012 through June 15, 2015. Payments shall be made in equal monthly installments of \$9,300.50 with the first payment due upon execution and each payment thereafter due on the fifteenth day of the month.

On December 30, 2009 your Honorable Board authorized the County to enter into an agreement with WestCOP to operate a shelter for up to twenty-seven (27) homeless men and women at a facility known as the New Rochelle CAP Shelter referred to as the Oasis located at 19 Washington Avenue, New Rochelle, New York for the period January 1, 2010 through December 31, 2010 for an amount not to exceed \$887,988 at an approximated per diem of \$110.53 and to provide up to ten (10) emergency shelter beds for homeless men and women outside the Department's regular shelter system for the period January 1, 2010 to December 31, 2010 for an amount not to exceed \$41,039 to be paid monthly for a combined total amount not to exceed \$929,027 to be paid monthly pursuant to an approved budget and subject to appropriation. An independent annual audit was completed on April 15, 2011 and it was determined that the payments made by the County to WestCOP had exceeded the actual accepted program expenses reflected in the audit by an amount determined to be \$279,015.00. WestCOP

has agreed to reimburse the County for amounts due as determined by the audit. Accordingly, authority is requested to enter into a repayment agreement whereby WestCOP will reimburse the County in the amount of \$279,015.00 to be paid in 30 monthly installments of \$9,300.50.

The proposed agreement will serve a public purpose by collecting the overpayment amount in installments so as to reduce any economic hardship that could adversely impact WestCOP's ability to run the current sheltering program.

The goals and objectives of the proposed agreement are to collect the full amount of overpayment in a manner that does not adversely impact WestCOP, so that they can continue to provide services to the County that are essential for our community.

The goals and objectives of the proposed agreement are in the best interests of the County in terms of fiscal responsibility. The County's fiscal interests require balancing its duty to recoup the overpayment against the County's need to ensure the continued delivery of shelter services in an economical manner.

The goals and objectives of the proposed agreement will be tracked and monitored by the Department of Social service general accounting unit by updating the monthly received amount from the vendor.

The proposed agreement does not constitute procurement. Accordingly, the provisions of the Westchester County Procurement Policy do not apply.

I respectfully recommend your Honorable Board's approval of the attached Resolution.

APPROVED BOARD OF ACQUISITION & CONTRACT ADMINISTRATION
01/17/2018
SOMARY MORA, SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester (the "County"), acting by and through its Department of Social Services, is hereby authorized to enter into a repayment agreement with the Westchester Community Opportunity Program, Inc. ("WestCOP") in order to recover funds owed to the County by WestCOP in the amount of \$279,015.00 for a period of 30 months commencing December 15, 2012 through June 15, 2015. Payments shall be made in equal monthly installments of \$9,300.50 with the first payment due upon execution and each payment thereafter due on the fifteenth day of the month; and be it further

RESOLVED, that the County Executive, or his authorized designee, is authorized to execute any and all documents necessary to effectuate the purposes hereof.

Account to be
Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
101	22	8900	9664		\$279,015

Budget Funding Year(s): 201213 Start Date: 12/15/12 End Date: 6/30/15
(must match resolution)

Funding Source

\$279,015
(must match resolution)

Tax Dollars: 71%
State Aid: 29%
Federal Aid:
Other:

APPROVED BOARD OF ACQUISITION & CONTRACTS 01/11/2013 SONIA VIEIRA, SECRETARY