

**39526**

**DATE:** April 7, 2013

**TO:** Board of Acquisition and Contract

**FROM:** Sherlita Amler, M.D.  
Commissioner of Health

**RE:** Authorization to amend an existing Agreement with Local Staff, LLC, d/b/a Allied Health Group, to provide temporary laboratory technicians and/or other clinical/health personnel on a per diem basis as needed, for the term August 1, 2013 through July 31, 2014, in the not-to-exceed sum of \$20,000 payable at the stated hourly rates, to extend the term from 07/31/14 through 09/30/14 and Increase the Not-to-Exceed Amount by an additional \$28,000 for a Total Revised Not-to-Exceed Contract Amount of \$48,000

On September 17, 2013 the County, acting by and through its Department of Health (the "WCDH"), entered into a "short form" agreement with On Assignment Staffing Services, Inc., d/b/a On Assignment Lab Support, d/b/a On Assignment Healthcare Staffing ("On Assignment") to provide temporary laboratory technicians and/or other clinical/health personnel on a per diem basis as needed, for the term August 1, 2013 through July 31, 2014, in the not-to-exceed amount of \$20,000 payable at the stated hourly rates ("Agreement"). The Agreement is used only for the provision of temporary personnel during periods of staff vacancies so that clinics hours can be adequately staffed. This Agreement has been executed.

In December 2013, the WCDH was notified that On Assignment sold its healthcare staffing division to Local Staff, LLC, d/b/a Allied Health Group. Pursuant to the County's approval on December 26, 2013, On Assignment ("Assignor") assigned all of its right, interest, obligation and duty of performance under the Agreement to Local Staff, LLC, d/b/a Allied Health Group ("Assignee") ("Allied Health"). The assignment agreement between the Assignor and Assignee has been executed. All other terms and conditions of the original Agreement as assigned shall remain unchanged.

Due to a recent additional staff vacancy in the WCDH Women, Infants & Children ("WIC") clinics, it is necessary to increase the not-to-exceed amount by \$28,000 to provide for a full time medical assistant/phlebotomist and extend the term while a permanent hire is sought. Funding for this position will be paid from the NYSDOH WIC grant, with the savings realized from the vacancy.

The WIC clinics serve to safeguard the health of women, infants and children at high risk that would otherwise have no or limited access to nutritious food and health education, thus improving birth outcomes and child development.

Therefore, the WCDH is now requesting authorization to amend the Agreement with Allied Health in order to increase the not-to-exceed amount by an additional \$28,000 and to extend the term from 07/31/14 through 09/30/14, payable at the hourly rates as stated in the Agreement.

The public purpose of this Agreement is to promote the public health and welfare of the WCDH's STD/TB/WIC clinic patients by ensuring that licensed and/or certified laboratory technicians and other clinical/health personnel are available to perform testing/analysis and provide other health-related functions.

The goals and objectives of this Agreement are to perform the required laboratory specimen testing and analysis for the STD/TB clinic patients in order to ensure accurate and timely test results necessary to determine proper diagnosis and treatment. For the WIC clinic patients the same is required to monitor the health of pregnant women, infants and children to improve birth outcomes and child development.

This Agreement will be tracked and monitored through the analyses of test results and physicians' review of WCDH clinic program reports and nutritional/health assessment program reports in accordance with the NYS WIC Program.

The Agreement was exempt from the County Procurement Policy under Section 3 (a) (viii) - contracts for medical or health-related services.

All other terms and conditions of the original Agreement as assigned shall remain the same.

Your approval of the attached Resolution is respectfully requested.

SA/RR/dc

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/01/2014 JOMARY NEIRA, SECRETARY

# RESOLUTION

UPON A COMMUNICATION FROM THE COMMISSIONER OF HEALTH, be it hereby

**RESOLVED**, that the County of Westchester, acting by and through its Department of Health, is authorized to amend an existing Agreement with Local Staff, LLC, d/b/a Allied Health Group, to provide temporary laboratory technicians and/or other clinical/health personnel on a per diem basis as needed, for the term August 1, 2013 through July 31, 2014, in the not-to-exceed sum of \$20,000 payable at the stated hourly rates, in order to extend the term from 07/31/14 through 09/30/14 and increase the not-to-exceed amount by an additional \$28,000 for a total revised not-to-exceed amount of \$48,000; and, be it further,

**RESOLVED**, that all other terms and conditions of the original Agreement as assigned will remain unchanged; 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  
 10 County Center Road, 2<sup>nd</sup> Floor  
 White Plains, New York 10607

Original Agreement	\$20,000 (Tax Levy)
First Amendment	\$
Second Amendment	\$
This Amendment	\$28,000
<b>TOTAL</b>	<b>\$48,000</b>

Agreement # HLT1394457A

Account to be Charged/Credited	Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub-Object	Trust Account	Dollars
	263	27	484N	4380	T484	\$28,000

Budget Funding Year(s) (must match resolution) 2013/14 Start Date 10/01/13 End Date 09/30/14

Funding Source	Tax Dollars	
	State Aid	<u>NYSDOH</u>
<b>\$28,000</b>	Federal Aid	<u>Pass-thru NYSDOH</u>
(must match resolution)	Other	<u> </u>