

**47528**

DATE: July 1, 2015

TO: Board of Acquisition and Contract

FROM: Edward Burroughs  
Commissioner of Planning

SUBJECT: Request authority to rescind the resolution approved on October 10, 2013 and amend the agreement between the County of Westchester and the City of Mount Vernon to administer the Housing Opportunities for Persons With AIDS (HOPWA) Program in order to add funds for Fiscal Years 2014 and 2015, change the expiration date of the agreement and reduce funds for 2013

On October 10, 2013, your Honorable Board approved the first amendment of the referenced agreement below in order to increase the dollar amount from \$1,051,492.00 to \$1,233,059.47, an increase of \$181,567.47 derived from prior year's unspent funds of \$2,029.50 from Fiscal Year 2009 and \$179,537.97 from Fiscal Year 2010. This first amendment was not executed as the City of New York recaptured these funds making them unavailable for distribution to the City of Mount Vernon. The October 10, 2013 resolution is hereby requested to be rescinded in its entirety.

On July 18, 2013, your Honorable Board approved a request to enter into an Intermunicipal Agreement with the City of Mount Vernon for the purpose of administering the Housing Opportunities for Persons With AIDS (HOPWA) Program. The amount of the agreement is \$1,051,492.00, and the term is January 1, 2013 to December 31, 2015. This agreement was executed.

The attached resolution authorizes the County of Westchester to amend the above referenced agreement in order to amend the agreement with the City of Mount Vernon to change the expiration date from December 31, 2015 to March 31, 2017 and to include the actual dollar amount of HOPWA funds for Fiscal Years 2014 and 2015 in the amounts of \$212,973.00 for 2014 and \$87,000.00 for 2015. There will also be a reduction of \$24,868.55 from Fiscal Year 2013. The new total for this agreement is \$1,326,596.45, an increase of \$275,104.45. All other terms and conditions of the agreement will remain the same. This amendment will allow the City to spend funds to provide needed services to eligible clients.

The goal and objective of this agreement is to provide case management services and rent subsidies to Mount Vernon residents with HIV/AIDS and their families.

Act # 207-2009 adopted by the Westchester County Board of Legislators on December 7, 2009, authorized the County to enter into an Intermunicipal Agreement with the City of New York to accept a Federal grant, for the amount of \$2,165,321.00 for Year Eighteen (Fiscal Year 2009) HOPWA grant funds. On January 28, 2010, the Board of Acquisition and Contract approved a resolution authorizing the County to administer the HOPWA grant.

Act # 206-2009 adopted by the Westchester County Board of Legislators on December 7, 2009, authorized the County of Westchester to enter into an Intermunicipal Agreement with the City of Mount Vernon and other municipalities for the purpose of administering the HOPWA Program with Fiscal Year 2009 funds.

Act # 31-2011 adopted by the Westchester County Board of Legislators on March 14, 2011, authorized the County of Westchester to enter into an Intermunicipal Agreement with the City of New York to accept a Federal grant, for the amount of \$2,156,782.00 for Year Nineteen (Fiscal Year 2010) HOPWA grant funds. On May 5, 2011, the Board of Acquisition and Contract approved a resolution authorizing the County to administer the HOPWA grant.

Act # 30-2011 adopted by the Westchester County Board of Legislators on March 14, 2011, authorized the County of Westchester to enter into an Intermunicipal Agreement with the City of Mount Vernon and other municipalities for the purpose of administering the HOPWA Program with Fiscal Year 2010 funds.

Act # 83-2013, adopted by the Westchester County Board of Legislators on May 20, 2013 authorized the County of Westchester to enter into an Intermunicipal Agreement with the City of Yonkers and the City of Mount Vernon for the purposes entering into three year agreements commencing April 1, 2013 under the Housing Opportunities for Person with AIDS Program.

Act # 84-2013, adopted by the Westchester County Board of Legislators on May 20, 2013 authorized the County of Westchester to enter into a three year agreement with the City of New York to receive Federal grant funds and for the use of carryover funding from previous fiscal years under the HOPWA program. The resolution to accept these funds was approved on July 11, 2013 by your Honorable Board.

I recommend approval of the proposed resolution.

EB/cp  
Attachment

# RESOLUTION

UPON A COMMUNICATION FROM THE COMMISSIONER OF PLANNING, BE IT HEREBY

RESOLVED: that the resolution approved on October 10, 2013 authorizing the first amendment to the agreement authorized on July 18, 2013 between the County of Westchester and the City of Mount Vernon is hereby rescinded; and be it further

RESOLVED: that in accordance with Westchester County Board of Legislators Act # 2013-83 the County of Westchester is hereby authorized to amend the agreement with the City of Mount Vernon to change the expiration date from December 31, 2015 to March 31, 2017 and to include the actual dollar amounts of HOPWA funds for Fiscal Years 2014 and 2015 in the amounts of \$212,973.00 for 2014 and \$87,000.00 for 2015. There will also be a reduction of \$24,868.55 from Fiscal Year 2013. The new total for this agreement is \$1,326,596.45, an increase of \$275,104.45. The funds will be used for the purpose of administering the Housing Opportunities for Persons With AIDS Program payable pursuant to an approved budget, for the period January 1, 2013 to March 31, 2017; and be it further

RESOLVED: that all other terms and conditions of the shall remain the same; and be it further

RESOLVED: that the County Executive or his duly authorized designee is authorized to execute any documents and take any actions necessary to effectuate purposes hereof.

Original Agreement	\$1,051,492.00
This Amendment	\$ 275,104.45
 TOTAL	 \$1,326,596.45
 AGREEMENT NUMBER	 C-HOPWA-11-40

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
263	19	175N	4380	T175	\$ -24,868.55
263	19	175P	4380	T175	\$212,973.00
263	19	175Q	4380	T175	\$ 87,000.00

Budget Funding Year(s) FY 2009 - FY 2015 Start Date January 1, 2013 End Date March 31, 2017  
(must match resolution)

Funding Source Tax Dollars \_\_\_\_\_

State Aid \_\_\_\_\_

**\$275,104.45** Federal Aid \$275,104.45 – U.S. Department of Housing and Urban Development  
(must match resolution)

Other \_\_\_\_\_