

67448

DATE: February 13, 2019

TO: Board of Acquisition & Contract

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

RE: Request for authority to enter into an agreement with Family Service Society of Yonkers to provide Guardianship and Support Services Guardianship for incapacitated individuals 60 years and older residing in Westchester County under Article 81 of the New York State Mental Hygiene Law, in an amount not-to-exceed \$55,900 in County tax dollars, for the program period January 1, 2019 through December 31, 2019.

The County of Westchester, acting by and through its Department of Senior Programs and Services (the "Department"), seeks authority from your Honorable Board to enter into an agreement (the "Agreement") with Family Service Society of Yonkers ("FSSY" also the "Contractor"), to provide Guardianship and Support Services Guardianship for incapacitated individuals 60 years and older residing in Westchester County under Article 81 of the New York State Mental Hygiene Law (the "Program"). The Agreement shall be in an amount not-to-exceed \$55,900 in County tax dollars, payable at the agreed upon unit-cost for actual services provided for the program period January 1, 2019 through December 31, 2019. The County at its sole option may extend the term of the Agreement with the Contractor for up to four (4) additional one-year periods, at the same unit cost; noting that funding may vary from year to year, subject to the prior approval of your Honorable Board.

The Agreement will serve a public purpose by providing guardianship for incapacitated adults who are in danger of neglect, abuse and/or financial exploitation to optimally maintain the physical, mental, and economic well-being of these incapacitated Westchester County seniors, as well as counseling and assisting caregivers with application and annual reports for them to obtain guardianship for their incapacitated loved ones.

The goals and objectives of the Agreement are to provide seniors throughout Westchester County with care management services including Care Planning that creates a menu of services and funds, when necessary and available, to help them afford and be linked to services such as home care, respite care using respite in their home or at social model day care programs. These goals and objectives are in the County's best interest in terms of fiscal responsibility and public health, as these services enable seniors to remain safely in their homes and communities among friends and family and to maintain a cost-effective lifestyle.

The services will be tracked, monitored and evaluated through monthly reporting activities and annual on-site reviews to determine if the contract performance goals and objectives are being met in a fiscally responsible and appropriately safe fashion.

The proposed agreement is exempt from application of the Westchester County Procurement Policy and Procedures pursuant to Section 3(a) (ix).

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

MC/SJ

APPROVED BOARD OF ACQUISITION & CONTRACT - 03/07/2019 - LISA MARIJAJ, 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 (the "County") is hereby authorized to enter into an agreement (the "Agreement") with Family Service Society of Yonkers (the "Contractor"), to provide Guardianship and Support Services Guardianship for incapacitated individuals 60 years and older residing in Westchester County under Article 81 of the New York State Mental Hygiene Law (the "Program") in an amount not-to-exceed \$55,900 in County tax dollars, payable at the agreed upon unit cost for actual services provided for the program period January 1, 2019 through December 31, 2019; and be it further

RESOLVED, that the County at its sole option may extend the term of the Agreement with the Contractor for up to four (4) additional one-year periods at the same unit cost;,, noting that funding may vary from year to year, subject to the prior approval of your Honorable Board; and be it further

RESOLVED, that the Agreement with the Contractor is also subject to County Appropriations; and be it further

RESOLVED, that the Agreement with the Contractor 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 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 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 the 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 to take such actions and execute such documents as may be necessary and appropriate to effectuate the purposes hereof.

