



George Latimer
County Executive

Department of Social Services

Kevin M. McGuire
Commissioner

68513

DATE: March 13, 2019

TO: Board of Acquisition and Contract

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

SUBJECT: Authority to exercise the County's third and final one-year option under its agreement with MAXIMUS Human Services, Inc., pursuant to which it was to provide services to the County regarding obtaining Social Security benefits for various individuals.

Based on a resolution approved by your Honorable Board on April 21, 2016, the County of Westchester (the "County") entered into an agreement with MAXIMUS Human Services, Inc. ("MAXIMUS"), pursuant to which MAXIMUS was to provide services to the County regarding obtaining Social Security benefits for various individuals (the "Services"), for an amount not-to-exceed \$500,000.00, for the period from April 1, 2016 through March 31, 2017, with the County having the sole option to extend the term of the agreement for up to three (3) additional one (1) year periods thereafter, on the same terms and conditions, except that the amount, if any, by which the not-to-exceed amount of the Agreement would be increased as part of the exercise of each such option would be determined by the County, in its sole discretion (the "Original Agreement").

Based on a resolution approved by your Honorable Board on May 25, 2017, the County amended the Original Agreement by, 1.) extending the term thereof by one (1) year, to a new termination date of March 31, 2018; and 2.) reflecting the fact that the County would have two (2) additional one (1) year options remaining thereunder (the "First Amendment").

Based on a resolution approved by your Honorable Board on May 24, 2018, the County amended the Original Agreement, as amended by the First Amendment, by, 1.) extending the term thereof by one (1) year, to a new termination date of March 31, 2019; 2.) reflecting the fact

that the County would have one (1) additional one (1) year option remaining under the Agreement; and 3.) increasing the not-to-exceed amount of the Agreement by \$500,000.00, to a new total not-to-exceed amount of \$1,000,000.00, to ensure that the County had sufficient funds available to pay for the Services provided under the Agreement (the "Second Amendment").

The County continues to require the Services. Therefore, DSS reviewed and analyzed the outcome-based prices (i.e., the prices paid for achieving certain outcomes) in the Original Agreement, as amended by the First Amendment and the Second Amendment, (the "Agreement") for the third and final option term in order to ensure that they are reasonable. DSS's analysis found that the outcome-based prices specified in the Agreement for the third option term are reasonable, and that they are lower than those currently available in the marketplace.

Therefore, the County respectfully requests authority from your Honorable Board to exercise its third one-year option under the Agreement and therefore amend the Agreement by, 1.) extending the term thereof by one (1) year, to a new termination date of March 31, 2020, and 2.) reflecting the fact that the County will not have any options remaining under the Agreement (the "Third Amendment").

Except as specifically described above, all terms and conditions of the Agreement shall remain in full force and effect.

The proposed Third Amendment will serve a public purpose by providing the County with the Services for an additional year, which will provide the continuing opportunity for both the County and potentially-eligible individuals to reap the financial benefits associated with such individuals receiving the Social Security benefits to which they are entitled.

The goal and objective of the proposed Third Amendment is to provide the County with the Services for an additional year, and thereby provide the continuing opportunity for both the County and potentially-eligible individuals to reap the financial benefits associated with such individuals receiving the Social Security benefits to which they are entitled.

The goal and objective of the proposed Third Amendment is in the best interests of the County in terms of fiscal responsibility, as receiving the Services for an additional year will provide the continuing opportunity for both the County and potentially-eligible individuals to reap the financial benefits associated with such individuals receiving the Social Security benefits to which they are entitled.

The goals and objectives of the proposed Third Amendment will be tracked and monitored by the staff of DSS.

I respectfully recommend the adoption of the attached resolution.

KMM/KK/bdm/nn

RESOLUTION

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

RESOLVED, that the County of Westchester (the “County”) is hereby authorized to exercise its third and final one-year option under its agreement with MAXIMUS Human Services, Inc. (“MAXIMUS”), pursuant to which MAXIMUS was to provide services to the County regarding obtaining Social Security benefits for various individuals, for an amount not-to-exceed \$1,000,000.00, for the period from April 1, 2016 through March 31, 2019, with the County having the sole option to extend the term of the agreement for one (1) additional one (1) year period thereafter, on the same terms and conditions, except that the amount, if any, by which the not-to-exceed amount of the agreement would be increased as part of the exercise of each such option would be determined by the County, in its sole discretion, (the “Agreement”) and therefore amend the Agreement by, 1.) extending the term thereof by one (1) year, to a new termination date of March 31, 2020, and 2.) reflecting the fact that the County will not have any options remaining under the Agreement; and be it further

RESOLVED, that except as specifically hereby authorized to be amended, all terms and conditions of the Agreement shall remain in full force and effect; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized to execute any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this Resolution.

Account to be
Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
N/A	N/A	N/A	N/A	N/A	N/A

Budget Funding Year(s): 2019
(must match resolution)

Start Date: 04/01/19

End Date: 03/31/20

Funding Source
N/A
(must match resolution)

Tax Dollars: N/A
State Aid: N/A
Federal Aid: N/A
Other: N/A