



George Latiner
County Executive

Department of Social Services

Kevin M. McGuire
Commissioner

68950

Date: April 2, 2019

To: Board of Acquisition and Contract

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

Subject: **Request for authority for the County of Westchester (“County”) to amend a Resolution approved by your Honorable Board on March 7, 2019 which authorized the County to enter into an agreement with Volunteers of America-Greater New York, Inc. (“VOA”) pursuant to which VOA would provide Shelter Monitoring and Transportation Services (“SMTS”) for homeless level 2 and level 3 sex offenders placed at the Grasslands Homeless Shelter and are currently serving a parole or probation term for the period from January 1, 2019 through December 31, 2019 (the “Agreement”), by, 1.) decreasing the Not-To-Exceed amount (“NTE”) from \$853,852 to a new amount NTE \$213,463, to be paid pursuant to an approved budget and subject to appropriation, and 2.) modifying the term the Agreement to end on March 31, 2019.**

On March 7, 2019, your Honorable Board approved a resolution authorizing the County to enter into an Agreement with VOA pursuant to which VOA would provide Shelter Monitoring and Transportation Services (“SMTS”) for homeless level 2 and level 3 sex offenders who have been placed at the Grasslands Homeless Shelter and are currently serving a parole or probation term for the period from January 1, 2019 through December 31, 2019 for an amount not to exceed \$853,852 to be paid pursuant to an approved budget and subject to appropriation.

This Agreement has not been executed and the County has been advised that VOA is not able to carry out the requirements under the Agreement beyond March 31, 2019. Accordingly, authority of your Honorable Board will be sought by separate resolution submitted on even date herewith to enter into an agreement for said services with a different vendor. Now:

Authority is hereby requested to amend the aforesaid resolution approved on March 7, 2019 to 1.) decrease the NTE from \$853,852 to a new NTE amount of \$213,463, and 2.) modify the term of the Agreement to expire on March 31, 2019. Except as specifically

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amended hereby, all other terms and conditions of the resolution approved on March 7, 2019 shall remain in full force and effect.

The **public purpose** of the program is to assist the County of Westchester in ensuring the safety and wellbeing of children by monitoring the offenders through a program designed under the current agreement.

The **goals and objectives** of SMTS program are to provide shelter monitoring and transportation services to parole or probation approved appointments for level 2 and level 3 homeless sex offenders who have been placed at the Grasslands Homeless Shelter. Westchester County Department of Social Services requires the completion of a travel itinerary for each participant. Parole or Probation must approve and sign off on each participant's travel itinerary. Another goal of the program is to locate permanent housing for the clients. Sex offenders are ineligible for several housing programs. SMTS case management staff will work closely with realtors to find eligible housing and work closely with clients to ensure housing readiness.

The **goals and objectives of this program are in the best interests of the County in terms of fiscal responsibility, public health and safety** as the program provides supportive services including counseling, therapy, education, and assistance in finding employment and permanent housing, thereby assisting program participants in becoming economically independent and improving their behavior and quality of life. It is more cost effective for the County to house a client in permanent housing than to house a client within a shelter.

The **goals and objectives will be tracked and monitored** using the Performance Measurement Indicators developed by the Department. Program office evaluates the performance of the vendor and the effectiveness of the program.

The **Department is able to report that** VOA-SMTS program provided emergency shelter and case management services for 42 unduplicated program participants in 2018. As reported by the vendor, 100% of participants were in compliance with substance abuse and mental health treatment when required. The Department is also able to report the following outcome for the aforementioned period:

- 29% of program participants secured permanent housing

This contract is exempt from the Westchester County Procurement Policy under Section 3 (a) (xiv) thereof. This contract is exempt from the competitive procurement requirements of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (formerly, the Grants Management Common Rule) because there is no federal funding supporting this program.

Accordingly, the County is requesting permission from your Honorable Board to enter into an agreement with VOA for the above stated purpose.

A resolution is annexed hereto, which I recommend for your favorable consideration.

RESOLUTION

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

RESOLVED, that the Resolution approved on March 7, 2019 which authorized the County of Westchester ("County") to enter into an Agreement with Volunteers of America-Greater New York, Inc. (the "VOA") pursuant to which VOA would provide Shelter Monitoring and Transportation Services ("SMTS") for homeless level 2 and level 3 sex offenders who have been placed at the Grasslands Homeless Shelter and are currently serving a parole or probation term for the period from January 1, 2019 through December 31, 2019 (the "Resolution") is hereby amended to 1.) decrease the Not-To-Exceed amount authorized by the resolution from \$853,852 to a new not-to-exceed amount of \$213,463, payable pursuant to an approved budget and 2.) modify the term of the Agreement to expire on March 31, 2019. Except as specifically amended hereby, all other terms and conditions of the resolution approved on March 7, 2019 shall remain in full force and effect; and be it further

RESOLVED, that the contract is subject to County Appropriation; 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 the Agreement upon reasonable prior written notice; and be it further

RESOLVED, that the County Executive or his duly authorized designee is empowered 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 |
|------|------|-------|--|------------------------|------------------|------------|
| 2019 | 101 | 22 | 8900 | 5860 | ----- | \$ 213,463 |
| | | | | | | |

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

Start Date: 01/01/2019

End Date: 03/31/2019

Funding Source

Tax Dollars: 71%

State Aid: 29%

\$213,463

Federal Aid:

(must match resolution)

Other:

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