

George Latimer  
County Executive

Department of Social Services

Kevin M. McGuire  
Commissioner

**78073**

**DATE:** July 21, 2020

**TO:** Board of Acquisition and Contract

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

**SUBJECT:** Authority to enter into an Agreement with Rising Ground, Inc. pursuant to which Rising Ground, Inc. will provide residential treatment services to a homeless young adult male suffering from chronic mental illness who is under the care of DSS adult protective services for a term commencing retroactive to June 8, 2020 and continuing through June 7, 2021 in an amount not-to-exceed \$156,950, payable pursuant to an approved budget.

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Attached for your Honorable Board's consideration is a resolution which, if approved, would authorize the County of Westchester (the "County"), acting by and through its Department of Social Services (the "DSS"), to enter into an agreement with Rising Ground, Inc. ("Rising Ground"), pursuant to which Rising Ground will provide residential treatment services to a homeless young adult male suffering from chronic mental illness who is under the care of DSS adult protective services (the "Agreement"). The term of the Agreement will commence retroactive to June 8, 2020 and continue through June 7, 2021. In consideration for services to be rendered, the County will pay Rising Ground an amount not-to-exceed \$156,950, payable pursuant to an approved budget.

DSS adult protective services is seeking a mental health placement for a homeless young adult male suffering with chronic mental illness. Pending this placement, the customer is being temporarily cared for at Rising Ground.

This Agreement is exempt from the County Procurement Policy pursuant to section 3(a) xvii thereof which exempts contracts for the care and treatment of the mentally ill. In addition, since the Agreement will not be funded with federal grant funds, the requirements of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (formerly, Federal Common Grant Rules) do not apply.

The public purpose of this agreement is to ensure that the customer's physical needs are met and that he is able to be safely maintained at the residential facility.

The goals and objectives will be tracked and monitored by DSS staff.

An appropriate resolution is herewith attached for your Honorable Board's consideration.

KMM/BP/jpg  
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 07/30/2020 - LISA MELUJAJ, SECRETARY

## RESOLUTION

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

**RESOLVED**, that the County of Westchester, acting by and through its Department of Social Services (the “DSS”), is authorized to enter into an agreement with Rising Ground, Inc. (“Rising Ground”), pursuant to which Rising Ground will provide residential treatment services to a homeless young adult male suffering from chronic mental illness who is under the care of DSS adult protective services, for a term commencing retroactive to June 8, 2020 and continuing through June 7, 2021 for an amount not to exceed \$156,950, payable pursuant to an approved budget; 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 is empowered to execute all documents and take all actions necessary to effect the purpose of this resolution.

Account to be  
Charged/Credited

	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
2020	101	22	8900	5650	-----	\$78,475
2021	101	22	8900	5650	-----	\$78,475

Budget Funding Year(s): 2020 Start Date: 06/08/20 End Date: 06/07/21

(must match resolution)

Funding Source Tax Dollars: 100%  
State Aid:  
**\$156,950** Federal Aid:  
(must match resolution) Other: