

79768

DATE: September 29, 2020

TO: Board of Acquisition and Contract

FROM: Sherlita Amler, M.D.
Commissioner of Health

RE: Authorization to enter into a Second Contract Amendment with the New York State Department of Health for the Bathing Beach Water Quality Monitoring and Notification Program grant to extend the contract period and increase the not-to-exceed amount, pursuant to an approved budget, as follows and described below:

First Amendment

Multi-Year Term: 10/01/14 - 09/30/20
Total Amount Not-To-Exceed: \$244,947

Second Amendment

Multi-Year Term: 10/01/14 - 09/30/21
Total Amount Not-To-Exceed: \$279,252

On January 16, 2020, your Honorable Board approved a Resolution (the "January 16, 2020 Resolution") which authorized the County of Westchester ("County"), acting by and through its Department of Health ("WCDH"), to enter into a contract amendment with the New York State Department of Health ("NYSDOH") for the Bathing Beach Water Quality Monitoring and Notification Program Grant to extend the contract period from 10/01/14 through 09/30/20 and increase the amount not-to-exceed by \$34,305, pursuant to an approved budget, in the revised total amount not-to-exceed \$244,947. This amendment has not yet been executed by the NYSDOH.

The NYSDOH has sent notification that due to its staff having been redirected to the COVID response, the period of the original multi-year agreement as amended will be further extended through 9/30/21 and additional funding in the amount not-to-exceed \$34,305 will be added to the original agreement amount as amended.

Therefore, the WCDH now seeks authorization to enter into a second contract amendment with the NYSDOH for the Bathing Beach Water Quality Monitoring and Notification Program Grant in order to extend the agreement period through 9/30/21 and increase the total amount not-to-exceed by \$34,305, pursuant to an approved budget, for the revised total amount not-to-exceed \$279,252.

This program promotes the public health and welfare of County residents by the monitoring and assessing of the coastal recreational waters adjacent to public bathing beaches to determine applicable water quality standards for pathogen/bacterial concentration levels and promptly notifying the public of any exceedance or likelihood of exceedance of applicable water quality standards.

The program objectives and goals are to reduce the risk of waterborne diseases to users of Westchester County recreational waters by strengthening water quality standards for bathing beaches to ensure the safe quality of all impacted public beach waters.

The objectives will be accomplished by conducting an initial pathogen sample test prior to the bathing season, classifying and ranking the sampling frequency for each beach, performing additional water sampling if bacterial concentration exceeds the water quality standard, and notifying the public if necessary.

The WCDH tracks and monitors this program by reporting test results weekly to the NYSDOH's Bureau of Community Environmental Health and Food Protection ("BCEHFP") and when a beach closure becomes necessary.

Current program outcomes show that twenty-two (22) beaches are routinely sampled and monthly reports are submitted to the BCEHFP. During the 2019 bathing season, approximately 478 samples were collected and analyzed. Preemptive closures due to precipitation events occurred eight (8) times, resulting in sixteen (16) closure days. An additional thirty-eight (38) advisories and /or closures as a result of bacteria levels exceeding the standard resulted in seventy-six (76) closure days for the 8 facilities affected and three (3) advisories resulted in six (6) closure days.

I certify that my department, a.) has copies of, or access to, all applicable laws, rules, regulations, grant applications, and grant agreements (including any master grant agreement), as well as any guidance or instructions received from the agency making the grant (the "Grant Terms"), b.) has reviewed the Grant Terms, c.) is aware of and understands all of the Grant Terms, and d.) can and will comply with all of the Grant Terms.

All other terms and conditions of the original agreement as amended shall remain unchanged.

Your approval of the attached resolution is respectfully requested.

/mv
Attachment

APPROVED BOARD OF ACQUISITION CONTRACT - 10/15/2019 - 151 MRIJAS SECRET

RESOLUTION

UPON A COMMUNICATION FROM THE COMMISSIONER OF HEALTH, be it hereby

RESOLVED, that the County of Westchester ("County"), acting by and through its Department of Health, is authorized to enter into a second contract amendment with the New York State Department of Health for the Bathing Beach Water Quality Monitoring and Notification Program grant in order to extend the agreement period and increase the amount not to exceed by \$34,305, pursuant to an approved budget, as follows:

First Amendment

Multi-Year Term: 10/01/14 - 09/30/20
 Total Amount Not-To-Exceed: \$244,947

Second Amendment

Multi-Year Term: 10/01/14 - 09/30/21
 Total Amount Not-To-Exceed: \$279,252;

and, be it further

RESOLVED, that all other terms and conditions of the original agreement as amended shall remain unchanged; and, be it further

RESOLVED, that the County Executive or his duly authorized designee be and hereby is authorized and empowered to execute all appropriate contracts or documents necessary to effectuate the purposes of this resolution in the manner prescribed by law.

Department of Health
 County of Westchester
 10 County Center Road, 2nd Floor
 White Plains, New York 10607

Original Agreement	\$210,642
First Amendment	\$ 34,305
This Amendment	\$ 34,305
TOTAL	\$279,252

Account to be Charged/Credited					
	Dept.	Major Program, Program & Phase or Unit	Object/ Sub-Object	Trust Account	Dollars
263	27	622V	9853	T622	\$34,305
Budget Funding Year(s) (must match resolution) <u>2020 -2021</u> Start Date <u>10/01/2020</u> End Date <u>09/30/2021</u>					
Funding Source	Tax Dollars	_____			
	State Aid	_____			
\$34,305	Federal Aid	<u>Federal Indirect Pass Thru</u>			
(must match resolution)	Other	_____			