

George Latimer
County Executive

Department of Social Services

Kevin M. McGuire
Commissioner

79904

DATE: September 23, 2020

TO: Board of Acquisition and Contract

FROM: Kevin M. McGuire
Commissioner

SUBJECT: **Authority to amend an agreement with Red Oak Transportation, Inc. (“Red Oak”) pursuant to which Red Oak agreed to provide food delivery services to homebound individuals residing in Mt Vernon, White Plains and New Rochelle, who are food insecure due to the COVID-19 pandemic, for the period from June 1, 2020 through August 31, 2020 payable at the rate of \$2,344.50 per day, not to exceed the aggregate sum of \$213,935.61, by extending the term of the agreement through December 30, 2020 and by increasing the not-to-exceed amount thereunder by an additional \$283,684.50.**

By resolution approved on May 28, 2020, your Honorable Board authorized the County of Westchester, acting by and through its Department of Social Services, to enter into an agreement with Red Oak Transportation, Inc. (“Red Oak”), pursuant to which Red Oak would provide food delivery services to homebound individuals residing in Mt Vernon, White Plains and New Rochelle, who are food insecure due to the COVID-19 pandemic, for a three (3) month term commencing on June 1, 2020 and continuing through August 31, 2020 for an amount not-to-exceed \$213,935.61, payable at the rate of \$2,344.50 per day (the “Agreement”). The Agreement was subsequently executed.

The parties now desire to amend the Agreement in order to extend the term thereof through December 30, 2020 and increase the not-to-exceed amount thereunder by an additional \$283,684.50. Accordingly, authority is hereby requested for the County to amend the Agreement with Red Oak for the provision of food delivery services to homebound individuals residing in Mt Vernon, White Plains and New Rochelle, who are food insecure due to the COVID-19 pandemic, by extending the term of the Agreement through December 30, 2020 and by increasing the not-to-exceed amount thereunder by an additional \$283,684.50, from an amount not-to-exceed \$213,935.61 to a new total aggregate amount not-to-exceed of \$497,620.11.

Except as specifically amended hereby, all remaining terms and conditions set forth in the Agreement shall remain in full force and effect upon the parties.

This Amendment is exempt from the competitive bidding requirements of General Municipal Law §103 as it constitutes a public emergency which cannot await public bidding. Accordingly, a memorandum declaring a public emergency has been submitted to your Honorable Board.

The public purpose of the proposed Agreement is the emergency distribution of prepared meals to individuals and families in the community during the COVID-19 pandemic. .

The goal and objective of the proposed Agreement is to immediately assist in distributing food to homebound individuals residing in Mount Vernon, New Rochelle, and White Plains, who are food insecure due to the COVID-19 pandemic.

The goals and objectives are in the best interests of the County in terms of public health and safety as they are intended to provide emergency food supply to those who are hungry or at risk of hunger during the COVID-19 pandemic.

The goals and objectives of this contract will be tracked and monitored through performance measurement indicators approved by the Department.

Accordingly, I most respectfully recommend the adoption of the annexed Resolution.

KMM/BG/jpg

RESOLUTION

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

RESOLVED, that the County of Westchester, acting by and through its Department of Social Services, is hereby authorized to amend an agreement with Red Oak Transportation, Inc. (“Red Oak”) pursuant to which Red Oak agreed to provide food delivery services to homebound individuals residing in Mt Vernon, White Plains and New Rochelle, who are food insecure due to the COVID-19 pandemic, for a three (3) month period commencing on June 1, 2020 and continuing through August 31, 2020 payable at the rate of \$2,344.50 per day, not to exceed the aggregate sum of \$213,935.61 (the “Agreement”), by extending the term of the Agreement through December 30, 2020 and by increasing the total not-to-exceed amount authorized thereunder by an additional \$283,684.50, from an amount not-to-exceed \$213,935.61 to a new total aggregate amount not-to-exceed of \$497,620.11; and be it further

RESOLVED, that except as specifically amended hereby, all other terms and conditions of the Agreement shall remain in full force and effect upon the parties;

RESOLVED, that this Amendment is exempt from the competitive bidding requirements of General Municipal Law §103 as it constitutes a public emergency which cannot await public bidding; 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.

Original Agreement: \$213,935.61
This Amendment: \$283,684.50
 TOTAL: \$497,620.11

Account to be
 Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
101	22	0010	4998		\$283,684.50

Budget Funding Year(s): (Grant Year) Start Date: 06/01/2020 End Date: 12/30/2020
 (must match resolution)

Funding Source Tax Dollars: 0%
 State Aid: 0%
\$ 283,684.50 Federal Aid: 100%
 (must match resolution) Other: N/A