



85872

DATE: June 18, 2021

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 Sexually Transmitted Diseases Public Health Campaign Grant program to extend the contract period and increase the not-to-exceed amount, pursuant to an approved budget, and to defend and indemnify the New York State Department of Health, as follows and described below:

1st Amended Contract

Multi-Year Term: 04/01/15 - 06/30/21
 Total Amount Not-To-Exceed: \$506,250

2nd Amended Contract

Multi-Year Term: 04/01/15 - 09/30/22
 Total Amount Not-To-Exceed: \$600,000

On April 9, 2015, your Honorable Board approved a Resolution (the “April 9, 2015 Resolution”) which authorized the County of Westchester (“County”), acting by and through its Department of Health (“WCDH”), to enter into an agreement with the New York State Department of Health (“NYSDOH”) to accept continued funding for the Sexually Transmitted Diseases Public Health Campaign Grant (“STD PHC”) program, pursuant to an approved budget, for the period from 4/1/15 through 3/31/20, in the amount not-to-exceed \$412,500. The original multi-year agreement has been executed.

On April 16, 2020, your Honorable Board approved a Resolution (the “April 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”) to extend the contract period from 04/01/20 through 06/30/21 and increase the not-to-exceed amount by \$93,750, pursuant to an approved budget, for the revised total amount not-to-exceed \$506,250 for the STD PHC grant. This amendment has been executed.

The NYSDOH has sent notification that the period of the original multi-year agreement will be further extended from 07/01/21 through 9/30/22 and additional funding in the amount not-to-exceed \$93,750 will be added to the original agreement amount.

Therefore, the WCDH now seeks authorization to enter into a second contract amendment with the NYSDOH for the STD PHC Grant program in order to extend the agreement period from 07/01/21 through 9/30/22 and increase the amount not-to-exceed by \$93,750, pursuant to an approved budget, for the revised total amount not-to-exceed \$600,000.

The amendment will also require the County to indemnify the New York State Department of Health as follows:

“The Contractor shall be solely responsible and answerable in damages for any and all accidents and/or injuries to persons (including death) or property arising out of or related to the services to be rendered by the Contractor or its subcontractors pursuant to this Master Contract. The Contractor shall indemnify and hold harmless the State and its officers and employees from claims, suits, actions, damages and cost of every nature arising out of the provision of services pursuant to the Master Contract.”

This contract will promote the public health and general welfare of Westchester County residents by reducing the opportunity for transmission of sexually transmitted diseases (“STDs”). The program ensures that patients receive direct patient care and consultation services in the STD clinics as well as contact investigation for at-risk partners of confirmed STD cases by providing direct walk in services at WCDH’s clinics located in high-risk areas.

The goals and objectives of the program are to provide on-site diagnostic laboratory testing, screening, diagnosis, and treatment services to patients attending WCDH STD clinics. These STDs include HIV, syphilis, gonorrhea and Chlamydia.

The program is tracked and monitored through the submission of quarterly progress reports to the NYSDOH, which includes data on WCDH STD clinic attendance and laboratory testing. In 2020, the WCDH served approximately 541 patients.

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.

/dc
Attachment

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 ("WCDH"), is authorized to enter into a second contract amendment with the New York State Department of Health for the Sexually Transmitted Diseases Public Health Campaign Grant program to extend the contract period and increase the not-to-exceed amount, pursuant to an approved budget, as follows:

1st Amended Contract

Multi-Year Term: 04/01/15 - 06/30/21

Total Amount Not-To-Exceed: \$506,250

and, be it further

2nd Amended Contract

Multi-Year Term: 04/01/15 - 09/30/22

Total Amount Not-To-Exceed: \$600,000;

RESOLVED, that the contract amendment will also require the County of Westchester to indemnify the New York State Department of Health as follows:

"That the Contractor shall be solely responsible and answerable in damages for any and all accidents and/or injuries to persons (including death) or property arising out of or related to the services to be rendered by the Contractor or its subcontractors pursuant to this Master Contract. The Contractor shall indemnify and hold harmless the State and its officers and employees from claims, suits, actions, damages and cost of every nature arising out of the provision of services pursuant to the Master Contract"; 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	\$412,500
First Amendment	\$ 93,750
This Amendment	\$ 93,750
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TOTAL	\$600,000

Agreement #

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub-Object	Trust Account	Dollars
263	27	621W	9854	T621	\$93,750

Budget Funding Year(s)
(must match resolution)

2021 - 2022

Start Date

7/1/21

End Date

9/30/22

Funding Source

Tax Dollars

State Aid

Federal Aid

Other

NYSDOH Grant

\$93,750

(must match resolution)

APPROVED BOARD OF ACQUISITION & CONTRACT - 07/01/2021 - LISA MARIJA SECRETARY