

18223

April 1, 2011

TO: Honorable Members  
Board of Acquisition and Contract

FROM: Grant E. Mitchell, M.D.  
Commissioner, Department of Mental Health

SUBJECT: **Authority to Amend an agreement with Mental Health News Educations, Inc. to increase the amount not-to-exceed by an additional \$20,200 from an amount not to exceed of \$111,885 to an amount not to exceed \$132,085**

By resolution approved January 31, 2008, your Honorable Board authorized the County of Westchester (the "County"), acting by and through its Department of Community Mental Health (the "Department") to enter into an agreement with Mental Health News Education, Inc. to publish and distribute quarterly "The Mental Health News, Salud Mental and Autism Spectrum News" in a total amount not to exceed \$111,885 for the period April 1, 2007 through December 31, 2011. Authority is now being requested to amend this resolution to increase the not-to-exceed amount by \$20,200 from a not-to-exceed amount of \$111,885 to a not to exceed amount of \$132,085, all other terms to remain the same.

The proposed agreement serves the public as these publications which are distributed throughout Westchester County give County residents awareness of these disabilities and how they can access more information and where they can seek services for these disabilities.

The goal and objective of the agreement is to provide information to Westchester County residents that will enable them to gather information and services that will assist them in seeking treatment and services to individuals with mental health issues. This will make the County a more healthy and safe place to reside.

The reason for the increase in funds was decided on by the NYS Office of Mental Health and is fully funded by state aid dollars. The NYS Office of Mental Health has redirected funds previously paid directly to Mental Health News from NYS Office of Mental Health and Orange County to Westchester County DCMH. Mental Health News will not be receiving any additional funds; the state has only reallocated funds previously paid to them through NYS and Orange County to Westchester County DCMH.

## RESOLUTION

Upon a communication from the Commissioner of the Department of Community Mental Health, be it hereby

**RESOLVED**, that authority is granted to the Department of Community Mental Health to amend an agreement with Mental Health News Education, Inc. for the period April 1, 2007 through December 31, 2011 in the amount not-to-exceed \$111,885, pursuant to an approved budget, by increasing the total not-to-exceed amount authorized thereunder by an additional \$20,200, to a not-to-exceed amount of \$132,085; and be it further

**RESOLVED**, that Mental Health News Education, Inc. will publish and distribute quarterly "The Mental Health News, Salud Mental and Autism Spectrum News"; 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 authorized designee is authorized and empowered to execute and deliver all instruments and take all actions necessary or appropriate to effectuate the purposes hereof.

Original amount     \$111,885  
 First Amendment    \$ 20,200  
 Total                    \$ 132,085

Account to be  
 Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
263	26	177K	4380	T177	7,962
263	26	177L	4380	T177	12,238

Budget Funding Year(s) 2007-2011 Start Date 4/1/07 End Date 12/31/11  
 (must match resolution)

Funding Source            Tax Dollars \_\_\_\_\_  
                                       State Aid \$20,200 \_\_\_\_\_  
 \$ 20,200                    Federal Aid \_\_\_\_\_  
 (must match resolution)    Other \_\_\_\_\_

APPROVED BOARD OF ACQUISITION & CONTRACT - 07/21/2011 - JOMAR VERA, SECRETARY