

Robert P. Astorino
County Executive

Department of Social Services

Kevin M. McGuire
Commissioner

20729

DATE: August 2, 2011

TO: Honorable Members of the Board of Acquisition and Contract

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

SUBJECT: Amending a Resolution approved by your Honorable Board on July 7, 2011, which authorized the County to amend an agreement with Westchester Community Opportunity Program, Inc. ("WestCOP"), pursuant to which WestCOP was to operate the Oasis Homeless Shelter Warming / Drop-in Site, by increasing the not to exceed amount authorized thereunder by \$26,000 from an amount not to exceed \$250,000 to a new amount not to exceed \$276,000 to be paid pursuant to an approved budget and subject to appropriation

By a Resolution approved on April 28, 2011, your Honorable Board authorized the County of Westchester (the "County") to enter into an agreement with Westchester Community Opportunity Program, Inc. ("WestCOP"), pursuant to which WestCOP was to operate the Oasis Homeless Shelter Warming / Drop-in Site for the period January 1, 2011 through June 30, 2011, for an amount not-to-exceed \$250,000 (the "Agreement"). The Agreement was subsequently executed.

By a Resolution approved on July 7, 2011 (the "July 7th Resolution"), your Honorable Board authorized the County to amend the Agreement by, 1.) extending the termination date from June 30, 2011 to December 31, 2011, and 2.) increasing the not to exceed amount by \$250,000, from an amount not to exceed \$250,000 to a new amount not to exceed \$500,000, to be paid pursuant to an approved budget and subject to appropriation (the "Amendment"). The Amendment has not been executed.

The County now respectfully requests that your Honorable Board amend the July 7th Resolution in order to increase the authorized increase in the not to exceed amount of the Agreement by \$26,000 from an increase of \$250,000 to an increase of \$276,000. That would authorize the County to amend the Agreement to increase its not-to-exceed amount from \$250,000 to \$526,000. This requested increase is associated with the additional staffing that is necessary to comply with state mandated staffing levels for the size of the population the facility has been dealing with.

Except as specifically amended hereby, all other terms and conditions of the July 7th Resolution shall remain the same.

In addition, except as specifically authorized to be amended, all other terms and conditions of the Agreement shall remain the same.

The Amendment is to the Resolution as the July 7th amendment has not been executed.

The proposed agreement will serve a public purpose by providing temporary shelter to homeless individuals in Westchester who would otherwise be outdoors and exposed to the elements for long periods of time.

The goals and objectives of the proposed agreement are to provide a drop-in / warming site for 20-25 homeless individuals per day, and up to 600-750 homeless individuals per month.

The goals and objectives of the proposed agreement are in the best interests of the County in terms of health and the environment, as providing temporary shelter to homeless individuals through a drop-in / warming site is important in ensuring that the health of such individuals is not adversely affected by excessive exposure to the elements.

The goals and objectives of the proposed agreement will be tracked and monitored by the Department using the Performance Measurement Indicators developed by the Department and approved by the County Budget Office. They include, but are not limited to, the submission of monthly statistics and quarterly report as well as through direct contact with DSS staff.

Accordingly, I most respectfully recommend approval of the attached Resolution.

APPROVED BOARD OF ACQUISITION & CONTRACT ADMINISTRATION
08/18/2017
DOMYRIE VIERA, SECRETARY

RESOLUTION

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

RESOLVED, that the Resolution approved on July 7, 2011, which authorized the County to amend an agreement with Westchester Community Opportunity Program, Inc. ("WestCOP"), pursuant to which WestCOP was to operate the Oasis Homeless Shelter Warming / Drop-in Site, (the "Agreement") by 1) extending the termination date of the Agreement from June 30, 2011 to December 31, 2011, and 2) increasing the not to exceed amount of the Agreement by \$250,000 from an amount not to exceed \$250,000 to a new amount not to exceed \$500,000 to be paid pursuant to an approved budget and subject to appropriation (the "Amendment") is hereby amended to increase the not to exceed amount authorized thereunder by \$26,000, thereby authorizing the County to amend the Agreement by increasing the not to exceed amount of the Agreement by \$276,000 from an amount not to exceed \$250,000 to a new amount not to exceed \$526,000; and be it further

RESOLVED, that this agreement is subject to County appropriation; 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 except as specifically amended hereby, all other terms and conditions of the original agreement shall remain the same; and be further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized to take such action and execute such documents as may be necessary and proper to effect the purposes hereof.

Amount of the Original Agreement:	\$250,000
First Authorized Amendment:	\$250,000
This Increase in the Authorized Amendment:	<u>\$ 26,000</u>
Total:	\$526,000

Account to be
Charged/Credited

	Fund	Dept	Major Program, Program & Phase Or Unit	Object Sub-Object	Trust Account	Dollars
2011	101	22	8900	5860		\$26,000

Budget Funding Year(s): 2011 Start Date: N/A End Date: N/A
(must match resolution)

Funding Source

\$26,000
(must match resolution)

Tax Dollars: 71%
State Aid: 29%
Federal Aid: _____
Other: _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 08/18/2011 - JOMAR GUERRA SECRETARY