

23514

DATE: December 7, 2011

TO: Honorable Members of the Board of Acquisition and Contract

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

SUBJECT: Authority to amend an agreement with each of thirty (30) agencies, pursuant to which each agency was to provide community mental health services, for a period from January 1, 2007 through December 31, 2011, for various amounts not-to-exceed, in order to increase the amount not-to-exceed for each contract.

By resolutions approved on May 25, 2006, October 19, 2006, December 21, 2006, April 3, 2008, and December 18, 2008, your Honorable Board authorized the County of Westchester (the "County") to enter into an agreement with each of sixty-five (65) agencies, pursuant to which each agency was to provide community mental health services, including services to mentally ill adults, seriously emotionally disturbed children and adolescents, services to mentally retarded/developmentally disabled individuals, drug free treatment services, methadone maintenance treatment services, alcoholism treatment services, and school-based alcohol and substance abuse prevention services, for the term January 1, 2007 through December 31, 2011, for various individual amounts not-to-exceed. The agreements that were subsequently executed were for a total aggregate amount not-to-exceed \$161,966,366.

By resolution approved on April 7, 2011, your Honorable Board authorized the County to amend its agreement with St. Joseph's Hospital in order to, 1.) add additional related work to the scope of services, and 2.) increase the amount not-to-exceed authorized thereunder, from an amount not-to-exceed \$360,763 to an amount not-to-exceed \$3,547,699 (the "St. Joseph's Hospital Amendment"). The St. Joseph's Hospital Amendment was necessitated by a transaction related to the bankruptcy of St. Vincent's Hospital. Specifically, St. Joseph's Hospital purchased, acquired, and assumed certain assets and liabilities of St. Vincent's Hospital, including the agreement between the County and St. Vincent's Hospital, pursuant to which St. Vincent's Hospital was providing the aforementioned community mental health services. The St. Joseph's Hospital Amendment was subsequently executed.

The funding for each of the aforementioned agreements comes from allocations made available to the County by the New York State Office of Children and Family Services and the New York State Department of Mental Hygiene, as well as County funds. The County recently discovered that, due to a series of clerical errors, additional funding made available for thirty (30) agencies was paid out to those agencies without amendments to their respective agreements to account for that additional funding. Due to the payments already made in error, prior to the execution of proper amendments, only a portion (specified below) of the funds to be paid under these proposed amendments remains in the County's accounts. Accordingly, the budget box included in the annexed Resolution only addresses those funds that remain in the County's accounts.

In order to correct the aforementioned errors by properly accounting for the funds paid, and the funds remaining to be paid, to these thirty (30) agencies, the County now respectfully requests that your Honorable Board authorize the County to retroactively amend its agreement with each of

the thirty (30) agencies listed below in order to increase the not-to-exceed amount of each agreement, as specified below.

AGENCY NAME	Current Not-To-Exceed Amount	Increase in Not-To-Exceed Amount	Amended Not-To-Exceed Amount	Amount Already Paid/Encumbered	Amount Remaining To Be Encumbered
Apropos-Housing Opportunities and Management Enterprises, Inc. (A-HOME)	\$635,155	\$144,575	\$779,730	\$779,730	\$0
Careers for People with Disabilities, Inc.	\$1,196,762	\$39,564	\$1,236,326	\$1,229,412	\$6,914
The Center for Career Freedom	\$671,296	\$16,588	\$687,884	\$687,884	\$0
Julia Dyckman Andrus Memorial, Inc.	\$485,925	\$1,229,141	\$1,715,066	\$1,715,066	\$0
Choice of New Rochelle, Inc.	\$3,607,596	\$103,118	\$3,710,714	\$3,710,714	\$0
City of White Plains	\$900,021	\$385,453	\$1,285,474	\$1,285,474	\$0
Congregations Linked in Urban Strategy to Effect Renewal, Inc.(CLUSTER)	\$5,702,742	\$1,425,616	\$7,128,358	\$6,858,389	\$269,969
Family Services of Westchester, Inc.	\$3,378,042	\$2,504,530	\$5,882,572	\$5,867,149	\$15,423
Family Ties of Westchester, Inc.	\$3,533,838	\$1,017,807	\$4,551,645	\$4,551,645	\$0
The Guidance Center, Inc.	\$10,662,956	\$2,539,441	\$13,252,397	\$13,109,420	\$142,977
The Halfway House of Westchester, Inc.	\$705,998	\$23,897	\$729,895	\$729,895	\$0
Human Development Services of Westchester, Inc.	\$16,161,077	\$3,203,117	\$19,364,194	\$19,341,332	\$22,862
Lexington Center for Recovery, Inc.	\$13,085,050	\$1,175,093	\$14,260,143	\$14,260,143	\$0
The Mental Health Association of Westchester County, Inc.	\$14,520,971	\$2,095,432	\$16,616,403	\$16,616,403	\$0
The Mount Vernon Hospital	\$679,914	\$697,479	\$1,577,393	\$1,576,058	\$1,335
National Alliance on Mental Illness of Westchester, Inc.	\$229,087	\$5,947	\$235,034	\$235,034	\$0
Phelps Memorial Hospital	\$352,380	\$710,852	\$1,063,232	\$1,063,232	\$0
The Renaissance Project, Inc.	\$5,892,568	\$4,507,138	\$10,399,706	\$10,018,706	\$381,000
Search for Change, Inc.	\$7,342,946	\$2,840,219	\$10,183,165	\$10,183,165	\$0
St. Joseph's Hospital	\$3,547,699	\$579,578	\$4,127,277	\$3,547,699	\$579,578
Student Assistance Services Corp	\$5,735,886	\$403,363	\$6,139,249	\$6,139,249	\$0
Volunteer Service Bureau of Westchester, Inc. d/b/a Volunteer Center of United Way	\$226,393	\$4,592	\$230,985	\$230,985	\$0
Westchester Arts Council, Inc.	\$284,688	\$2,206	\$286,894	\$286,894	\$0
Westchester Consumer Empowerment Center, Inc.	\$1,336,520	\$172,763	\$1,509,283	\$1,484,283	\$25,000
Westchester Independent Living Center, Inc.	\$489,476	\$18,891	\$508,367	\$508,367	\$0
Westchester Jewish Community Services, Inc.	\$7,655,963	\$5,302,810	\$12,958,773	\$12,462,543	\$496,230
Westchester Residential Opportunities, Inc.	\$3,793,360	\$274,501	\$4,067,861	\$4,067,861	\$0
Westhab, Inc.	\$1,138,908	\$800,585	\$1,939,493	\$1,939,493	\$0
Riverside Health Care System, Inc. d/b/a St. Johns Riverside Hospital	\$5,256,400	\$2,565,023	\$7,821,423	\$7,821,423	\$0
Hudson Valley Hospital Center	\$1,493,434	\$378,521	\$1,871,955	\$1,741,621	\$130,334
TOTAL	\$120,903,051	\$35,217,840	\$156,120,891	\$154,049,269	\$2,071,622

Except as specifically amended hereby, all terms and conditions of each agreement shall remain in full force and effect.

The proposed amendments will serve a public purpose by ensuring that community mental health services, including services to mentally ill adults, seriously emotionally disturbed children and adolescents, services to mentally retarded/developmentally disabled individuals, drug free treatment services, methadone maintenance treatment services, alcoholism treatment services and/or school-based alcohol and substance abuse prevention services, are provided.

The goals and objectives of the proposed amendments are to provide community mental health services, including services to mentally ill adults, seriously emotionally disturbed children and adolescents, services to mentally retarded/developmentally disabled individuals, drug free treatment services, methadone maintenance treatment services, alcoholism treatment services and/or school-based alcohol and substance abuse prevention services.

The goals and objectives of the proposed amendments are in the best interests of the County in terms of health and the environment, as they will ensure that community mental health services are provided to individuals.

The goals and objectives of the proposed amendments will be tracked and monitored monthly by review of submitted reports outlining each contractor's progress in achieving the targets/outcomes set forth in their respective scopes of work.

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

GEM/TP/bdm/nn

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/29/2011 JOMAR VIEIRA, SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester (the "County"), acting by and through its Department of Community Mental Health, is authorized to retroactively amend its agreement with each of the thirty (30) agencies listed below, pursuant to which each agency was to provide community mental health services, including services to mentally ill adults, seriously emotionally disturbed children and adolescents, services to mentally retarded/developmentally disabled individuals, drug free treatment services, methadone maintenance treatment services, alcoholism treatment services, and school-based alcohol and substance abuse prevention services, for the term January 1, 2007 through December 31, 2011, for various individual amounts not-to-exceed, by increasing the not-to-exceed amount of each agreement as follows:

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; and be it further

RESOLVED, that except as specifically amended hereby, all terms and conditions of each agreement shall remain in full force and effect; and be it further

RESOLVED, that each amendment is subject to County appropriations; and be it further

RESOLVED, that each amendment 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 each amendment. 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 each amendment or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Service Provider, then the Service Provider shall have the right to terminate each amendment upon reasonable prior written notice; and be it 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.

Account to be charged/credited

	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	263	26	180J	4380	T180	\$6,914
	263	26	183K	4380	T183	\$131,669
	263	26	177L	4380	T177	\$1,032,947
	263	26	183L	4380	T183	\$381,000
	263	26	343L	4380	T343	\$46,500
	263	26	532L	4380	T532	\$175,639
	2011	101	2000	4380		\$138,862
	2011	101	2000	4500		\$158,091

Budget Funding Year(s) 2007-2011 Start Date January 1, 2007 End Date _____
(must match)

Funding Sources

Tax Dollars \$296,953
 State Aid: \$1,774,669
 Federal Aid _____
 Other _____