

**31708**

DATE: December 18, 2012

TO: Board of Acquisition & Contract

FROM: Mark C. Fang, Executive Director  
Human Rights Commission

RE: Authority to enter into a cooperative agreement with the United States Department of Housing and Urban Development ("HUD") pursuant to which HUD will provide the County with capped amount scaled percentage contributions to reimburse the County for certain costs associated with its prosecution of Fair Housing Law violation cases during FY2012 for the period commencing retroactive to July 1, 2011 and continuing through September 30, 2012 in the amount of \$81,977

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The County of Westchester (the "County"), acting by and through its Human Rights Commission (hereinafter the "Commission"), seeks authority from your Honorable Board to enter into a cooperative agreement with HUD (the "Agreement"), pursuant to which HUD will provide the County with capped amount scaled percentage contributions to reimburse the County for certain costs associated with its prosecution of Fair Housing Law violation cases during FY2012 for the period commencing retroactive to July, 1, 2011 and continuing through September 30, 2012 in the amount of \$81,977.

As your Honorable Board is aware, the County, through the Commission, prosecutes Fair Housing Law violation cases. In the course of providing these services, the Commission incurs various expenses, including those associated with complaint processing, administrative costs, and training. Some of these expenses are reimbursable by HUD. Pursuant to the terms of the Agreement, HUD will reimburse the County for eligible expenses incurred by the Commission in the prosecution of Fair Housing Law violation cases in accordance with HUD's Criteria for Processing standards which are the standards by which HUD determines whether a complaint, cognizable under the Fair Housing Act and processed by the Commission, warrants reimbursement with HUD funds.

The Agreement is exempt from the Westchester County Procurement Policy pursuant to Section 3(a)iii, which exempts transactions or contracts with the United States of America . . . and any political subdivision, agency or instrumentality thereof.

The goals and objectives of this Agreement are to reimburse the County for certain expenses associated with the Commission's prosecution of Fair Housing Law violation cases.

The goals and objectives are in the best interests of the County in terms of fiscal responsibility because the County will be able to recoup some of the costs associated with prosecuting these cases.

The goals and objectives will be tracked and monitored by the Commission and by HUD.

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.

An appropriate resolution is herewith attached for your Honorable Board's consideration.

MCF/jpg

APPROVED BOARD OF ACQUISITION & CONTRACT - 02/21/2013 - JOMARY VIEIRA, SECRETARY

RESOLUTION

UPON A COMMUNICATION FROM THE EXECUTIVE DIRECTOR, WESTCHESTER COUNTY HUMAN RIGHTS COMMISSION, BE IT HEREBY:

RESOLVED, that the County of Westchester, acting by and through its Human Rights Commission (the "Commission"), is hereby authorized to enter into an agreement with United States Department of Housing and Urban Development ("HUD") pursuant to which HUD will provide the County with capped amount scaled percentage contributions to reimburse the County for certain costs associated with its prosecution of Fair Housing Law violation cases during FY2012 for the period commencing retroactive to July 1, 2011 and continuing through September 30, 2012 in the amount of \$81,977; and be it further

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

Agreement #  
Account to be  
Charged/Credited

	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
	263	11	866M	9852	T866	\$81,977

Budget Funding Year(s) 2012 Start Date July 1, 2011 End Date September 30, 2012  
(must match resolution)

Funding Source

Tax Dollars \_\_\_\_\_

State Aid \_\_\_\_\_

\$81,977

Federal Aid \$ 81,977

(must match resolution)

Other \_\_\_\_\_