

**Department of Health**

10 County Center Road, 2<sup>nd</sup> Floor  
White Plains, NY 10607

**36988**

TO: The Board of Acquisition and Contract

FROM: Sherlita Amler, M.D.  
Commissioner of Health

DATE: 11/18/13

RE: Authority – pursuant to Part A of the Federal Ryan White HIV/AIDS Treatment Extension Act – to amend a contract with Hudson Valley Community Services, Inc./dba ARCS to increase the not-to-exceed contract amount for food and transportation services for the budget period 3/1/13 – 2/28/14

Contract Period: 3/1/13 – 2/28/14  
Amount: \$126,611

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On July 10, 1991, the Board of Legislators authorized the County of Westchester, acting by and through its Department of Health, to participate in the Ryan White CARE Act of 1990 on an ongoing basis by entering into intergovernmental agreements with the City of New York and the Counties of Rockland and Putnam.

For purposes of Title I of the CARE Act, the Federal Health Services & Resources Administration had determined that the City of New York and the Counties of Westchester, Rockland and Putnam together (the “Tri-County region”) comprised an eligible metropolitan area and, therefore, qualify for financial support from the program. Since 1991 the City of New York and the Westchester County Department of Health entered into contract under the CARE Act – and subsequently under Part A of the present-day reauthorized Ryan White HIV/AIDS Treatment Extension Act of 2009 – to fund HIV-related outpatient health and support services for residents in the Tri-County region through 2/28/14 (the “Agreement”) as authorized on November 26, 2008. The Agreement covers six (6) budget periods each at a not-to-exceed amount of \$6,500,000 for a total not-to-exceed contract amount of \$39,000,000.

The Department of Health, in accordance with the Tri-County Ryan White Part A Steering Committee, now requests authorization to amend the contract with Hudson Valley Community Services, Inc./dba ARCS for the budget period 3/1/13 – 2/28/14 from \$872,750 to \$999,361 to add \$126,611 for enhanced food and transportation services.

This agency contract, which is executed and was authorized by a resolution approved by your Board on April 11, 2013, is exempt from Section 3(a)(viii) of the Procurement Policy relating to “contracts for medical or health-related services,” and Section 3(a)(xiv) relating to procurement “for the purpose of entering into a contract or contracts with not-for-profit organizations for the purposes of providing aid, care and support to persons in need of public assistance.”

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.

Approval of the attached resolution is respectfully requested.

Enc.

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/12/2013 - JOMARY VIEIRA, SECRETARY

**RESOLUTION**

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

RESOLVED, that the County of Westchester, acting by and through its Department of Health is authorized – pursuant to Part A of the Ryan White HIV/AIDS Treatment Extension Act – to amend a contract with Hudson Valley Community Services, Inc./dba ARCS (the “Contract”) for the budget period 3/1/13 – 2/28/14 from \$872,750 to \$999,361 to add \$126,611 for enhanced food and transportation services pursuant to an approved amended budget; and be it further

RESOLVED, that all other terms and conditions of the Contract shall remain the same; 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.

Original Agreement \$872,750  
 This Amendment \$126,611  
 Total \$999,361

County of Westchester  
 November 18, 2013

Account to be  
 Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
263	27	027N	4380	T027	\$126,611

Budget Funding Year(s) 2013-2014      Start Date 3/1/13      End Date 2/28/14

Funding Source      Tax Dollars \_\_\_\_\_  
                                  State Aid \_\_\_\_\_  
\$126,611      Federal Aid 100% pass-through  
                                  Other \_\_\_\_\_