

41783

DATE: August 12, 2014

TO: Board of Acquisition & Contract

FROM: Mae Carpenter, Commissioner
Department of Senior Programs and Services

RE: Request for authority to:

- a) Rescind resolution 39201 approved March 17, 2014 (the "April 07th Resolution) that authorized the County to exercise the second of its two options to renew agreements (the "Agreements") with Family Services of Westchester, Inc. and The Wartburg Home of the Evangelical Lutheran Church, hereinafter (the "Contractors") pursuant to which the Contractors would provide social adult day care respite services to persons 60 years or older, residing in Westchester County, who are isolated because of physical and/or cognitive limitations under the Expanded In-Home Services for the Elderly Program (the "Program") for a total aggregate amount not to exceed \$143,760, in the individual amounts set forth in the attached Schedule "A" for the program period April 1, 2014 through March 31, 2015 (the "Agreements"); and
- b) Enter into Agreements with the two Contractors listed in the attached Schedule "A" pursuant to which the Contractors shall provide the aforementioned Program services, for the period commencing April 1, 2014 and terminating March 31, 2015, for a total aggregate amount not to exceed \$220,320 in State funds in the individual amounts set forth in the attached Schedule "A" for the program period April 1, 2014 through March 31, 2015 (the "Agreements"). The Contractors are required to contribute an amount not to exceed \$73,440 to the program in the individual amounts also set forth in the attached Schedule "A"

By resolution approved March 17, 2014 (the "March 07th Resolution), your Honorable Board authorized the County, acting by and through its Department of Senior Services (the "Department,") to exercise the second of its two options to renew Agreements with Family Services of Westchester, Inc. ("FSW") and The Wartburg Home of the Evangelical Lutheran Church ("Wartburg") hereinafter (the "Contractors") attached to Schedule "A" of the March 17th Resolution for the purpose of providing social adult day care respite services to persons 60 years or older, residing in Westchester County, who are isolated because of physical and/or cognitive limitations, under the Expanded In-Home Services for the Elderly Program (the "Program") for a total aggregate amount not to exceed \$143,760, comprised of \$129,384 in State funds and \$14,376 in Contractor matching funds, in the individual amounts set forth in Schedule "A" also attached to the March 17th Resolution, for the program period April 1, 2014 through March 31, 2015 (the "Second Amendments"). These Second Amendments were not executed.

The Department has decided to increase the reimbursement rate and funding amount for both Contractors, which requires a separate resolution to be submitted. Therefore, the Department now seeks authority to rescind the March 17th Resolution in order to increase the reimbursement rates and funding amount, and further seeks authority to enter into Agreements with the two Contractors for a total aggregate amount not to exceed \$220,320 in State funds in the individual amounts set forth in the attached Schedule "A" for the program period April 1, 2014 through March 31, 2015 (the "Agreements"). The Contractors are required to contribute an aggregate amount not to exceed \$73,440 to the program in the individual amounts also set forth in the attached Schedule "A."

The Agreements will serve a public purpose by providing supportive services to help maintain Westchester County seniors in the community and avoid premature institutionalization. These funds help provide the support that enables these caregivers to continue to provide the assistance the elderly need to help them remain in the community and out of more expensive and less desired nursing home environments.

The goals and objectives of the Program are to provide caregivers of seniors with respite from their caregiving responsibilities which would allow more seniors to remain at home, thus preventing institutionalization.

The goals and objectives of the Program are in the best interests of Westchester County in terms of fiscal responsibility because it effectively allows seniors to remain at home, thus preventing costly institutionalization.

The goals and objectives of the Program will be tracked and monitored on an on- going basis through monthly reports and site visits by Department staff.

The Agreements with the contractors are exempt from the Westchester County Procurement Policy pursuant to Section 3(a) xix thereof.

Accordingly, I most respectfully recommend adoption of the attached proposed resolution.

MC/SJ/

RESOLUTION

UPON A COMMUNICATION FROM THE COMMISSIONER OF THE WESTCHESTER COUNTY DEPARTMENT OF SENIOR PROGRAMS AND SERVICES, be it hereby:

RESOLVED, that the County of Westchester (the "County") is hereby authorized to rescind resolution number 39201 approved March 17, 2014 (the "March 17th Resolution") that authorized the County to amend Agreements with Family Services of Westchester, Inc. and The Wartburg Home of the Evangelical Lutheran Church (the "Contractors") to exercise the second of its two (2) options to renew the Agreements for the purpose of providing social adult day care respite services to persons 60 years or older, residing in Westchester County, who are isolated because of physical and/or cognitive limitations (the "Program") for a total aggregate amount not to exceed \$143,760, comprised of \$129,384 in State funds and \$14,376 in Contractor matching funds, in the individual amounts set forth in Schedule "A" attached to the March 17th Resolution, for the program period April 1, 2014 through March 31, 2015; and be it further

RESOLVED, that the County is also hereby authorized to enter into Agreements with the two Contractors set forth in Schedule "A" below, pursuant to which the Contractors shall provide the aforementioned Program services, for a total aggregate amount not to exceed \$220,320 in State funds in the individual amounts set forth in the attached Schedule "A" for the program period April 1, 2014 through March 31, 2015 (the "Agreements"). The Contractors are required to contribute an aggregate amount not to exceed \$73,440 to the Program in the individual amounts also set forth in the attached Schedule "A"; and be it further

RESOLVED, that the Agreements are subject to County Appropriations; and be it further

RESOLVED, that the Agreements are also subject to the 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 the Agreements or to renegotiate the amounts and rates approved therein. If the County subsequently offers to pay a reduced amount to the Contractors, then the Contractors shall have the right to terminate its' respective Agreement upon reasonable prior written notice; and be it further

Account to be
Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
263	85	048P	4380	T048	\$220,320.00

Budget Funding Year(s) 2014 - 2015 Start Date 4/1/14 End Date 3/31/15
(must match resolution)

Funding Source	Tax Dollars	<u>\$0-----</u>
	State Aid	<u>\$220,320.00</u>
<u>\$220,320.00</u>	Federal Aid	<u>\$0-----</u>
(must match resolution)	Other	<u>\$0-----</u>

APPROVED BOARD OF ACQUISITION & CONTRACTS - JOMARY WEIRA, SECRETARY

SCHEDULE "A"

<u>Agency</u>	<u>State Funds</u>	<u>Contractor Match Funds</u>
Family Services of Westchester	\$110,160	\$36,720
Wartburg Home of the Evangelical Lutheran Church	<u>\$110,160</u>	<u>\$36,720</u>
Total	\$220,320	\$73,440

APPROVED BOARD OF ACQUISITION & CONTRACT - 09/04/2014. SOMARY VIEIRA, SECRETARY