

47752

TO: The Board of Acquisition and Contract

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

DATE: July 20, 2015

RE: Authority to amend a resolution --- approved on April 16, 2015 --- to contract with health and supportive care agencies for the provision of HIV-related services for residents of Westchester, Rockland, and Putnam counties --- in order to enter into contract with the Westchester County Health Care Corporation

Contract Period: 3/1/15 – 2/29/16
Amount: \$393,249

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 New York City Department of Health & Mental Hygiene (“NYCDOHMH”) and the Westchester County Department of Health (“WCDH”) entered into contract under the CARE Act – and subsequently under Part A of the present-day reauthorized Ryan White HIV/AIDS Treatment Extension Act – to fund HIV-related outpatient health and support services for residents in the Tri-County region through 2/28/15.

On March 19, 2015, authorization was received to enter into a new three-year contract with the NYCDOHMH for the budget period 3/1/15 – 2/28/18. Also, on April 16, 2015, authorization (the “April 16th Resolution”) was provided to enter into contracts with 12 agencies for direct service provision for the first budget period 3/1/15 – 2/29/16.

As part of this year’s original spending plan, the Tri-County Ryan White Part A Steering Committee allocated funding for the continuation of medical case management and oral health

care services provided in the previous year by the Westchester County Health Care Corporation (“WCHCC”), pursuant to a continuing funding application. Budgets for both services have been approved by the Department.

On July 13, 2015 the Westchester County Board of Legislators adopted Act 2015-124 authorizing the County to enter into contract with the WCHCC for the term 3/1/15 – 2/29/16 whereby the WCHCC will provide medical case management and oral health care services for Westchester, Rockland and Putnam County residents with HIV/AIDS. The Department now requests authority to amend the April 16th Resolution in order to enter into contract with the WCHCC for the provision of medical case management and oral health care services for the term 3/1/15 – 2/29/16 in an amount not-to-exceed \$393,249.

The WCHCC contract 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.”

After having drawn up the new three-year Agreement with the WCDH, the NYCDOHMH, under its legal authority as stipulated in the federal legislation, advised of its intent to transfer all Ryan White contract management to a NYC-based entity within the next year. Accordingly, the attached resolution also authorizes the assignment of the WCHCC contract to a NYC-based agency as directed by the NYCDOHMH.

Except as specifically amended herein, all other terms and conditions of the April 16th Resolution shall remain the same.

Approval of the attached resolution is respectfully requested.

Enc.

RESOLUTION

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

RESOLVED, that the resolution approved on April 16, 2015 which authorized the County, acting by and through the Westchester County Department of Health, to enter into contracts with health and supportive care agencies (the "Resolution"), be amended to authorize the County to enter into contract with the Westchester County Health Care Corporation in an amount not-to-exceed \$393,249 for the budget period 3/1/15 – 2/29/16 to provide medical case management and oral health care services to persons with HIV/AIDS, subject to and pursuant to approved budgets (the "Westchester County Health Care Corporation Contract"); and be it further

RESOLVED, that all other terms and conditions of the Resolution shall remain in full force and effect; and be it further

RESOLVED, that the County is hereby further authorized to assign the Westchester County Health Care Corporation Contract to a New York City-based agency as directed by the New York City Department of Health and Mental Hygiene; and be it further

RESOLVED, that the County Executive or his duly authorized designee be and hereby is authorized and empowered to execute all documents necessary to effectuate the purposes of this resolution in the manner prescribed by law.

County of Westchester
July 20, 2015

Original Resolution	\$3,925,772
This Resolution	<u>393,249</u>
Total	\$4,319,021

Account to be
Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Revenue	Trust Account	Dollars
263	27	027Q	4380	T027	\$393,249

Budget Funding Year(s) 2015-2016 Start Date 3/1/15 End Date 2/29/16

Funding Source	Tax Dollars _____
	State Aid _____
<u>\$393,249</u>	Federal Aid <u>100% pass-through</u>
	Other _____