

Department of Health

10 County Center Road, 2nd Floor
White Plains, NY 10607

50841

TO: The Board of Acquisition and Contract

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

DATE: February 1, 2016

RE: Request authority to amend a resolution authorizing a contract with Public Health Solutions for the County Department of Health to provide the services of one research analyst and one accountant --- pursuant to Part A of the Federal Ryan White HIV/AIDS Treatment Extension Act --- with revenue to the County in an amount not to exceed \$210,853 for the term December 1, 2015 through February 28, 2017, in order to authorize an option to extend the proposed agreement for an additional year through February 28, 2018, subject to the receipt by the City of New York and Public Health Solutions of additional grant funds in the sum of \$132,689 and in order to authorize Westchester County to defend and indemnify Public Health Solutions pursuant to the agreement.

On December 17, 2015, the Honorable Board approved a resolution which authorized the County of Westchester, acting by and through its Department of Health (the "WCDH"), to enter into contract with Public Health Solutions, to accept revenue to provide for the services of one research analyst and one account pursuant to the Ryan White Part A Program, , for the contract period December 1, 2015 through February 28, 2017, in the amount not-to-exceed of \$210,853 (the "Resolution"). This contract has not been executed.

Authority is being requested to amend the Resolution to extend the agreement for one additional year, from March 1, 2017 through February 28, 2018, contingent upon the City of New York and Public Health Solutions' receipt of funding from Part A of the Ryan White HIV/AIDS Treatment Extension Act of 2009 in the sum of \$132,689 for the extended term of the agreement.

Authority is being further requested to amend the Resolution to add the following indemnification language to the proposed agreement:

"The Westchester County Department of Health agrees to indemnify, defend and hold Public Health Solutions harmless against any and all liability, claims and expenses, including reasonable attorney's fees resulting from the acts or omissions of the Westchester County Department of Health."

All other terms and conditions of the Resolution shall remain in full force and effect.

Approval of the attached amended resolution is respectfully requested.

SA/DI

RESOLUTION

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

RESOLVED, that the Resolution approved by this Honorable Board on December 17, 2015, which authorized the County of Westchester, acting by and through its Department of Health (“WCDH”), to enter into agreement with Public Health Solutions to accept revenue for the Ryan White Part A Program, pursuant to an approved budget, for the period December 1, 2015 through February 28, 2017, in the not-to-exceed amount of \$210,853 (the “Resolution”), is hereby amended to extend the agreement for one additional year, from March 1, 2017 through February 28, 2018, contingent upon the City of New York and Public Health Solutions’ receipt of funding from Part A of the Ryan White HIV/AIDS Treatment Extension Act of 2009, in the sum of \$132,689 for the extended term of the agreement; and be it further

RESOLVED, that the Resolution is further amended to add the following indemnification language to the proposed *agreement*:

“The Westchester County Department of Health agrees to indemnify, defend and hold Public Health Solutions harmless against any and all liability, claims and expenses, including reasonable attorney’s fees resulting from the acts or omissions of the Westchester County Department of Health”

; and be it further

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

RESOLVED, that the County Executive or his duly authorized designee be and hereby is authorized and empowered to execute any and all documents and take all actions necessary to effectuate the purposes of this resolution.

Original Contract Amount: \$210,853
 This Resolution: \$0
 Total: \$210,853

County of Westchester
 February 1, 2016

Account to be
 Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Revenue	Trust Account	Dollars
					N/A

Budget Funding Year(s) 2017-18 Start Date March 1, 2017 End Date February 28, 2018

Funding Source Tax Dollars _____
 State Aid _____

Federal Aid 100% pass thru
Other _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 02/25/2016 - LISA MRIJAJ, SECRETARY