

Robert P. Astorino  
County Executive

Department of Social Services

Kevin M. McGuire  
Commissioner

Philippe Gille  
First Deputy Commissioner

50933

**To:** Board of Acquisition and Contract

**From:** Kevin M. McGuire  
Commissioner of Social Services

**Date:** February 8, 2016

**Re:** Authority for the County to amend an Agreement with Westchester Community Opportunity Program, Inc. to manage and provide a New Rochelle Emergency Overnight Shelter for the term January 1, 2015 through December 31, 2015 in the amount of \$415,396 in order to increase the amount payable by \$35,634 to cover the costs associated with the unexpectedly severe temperature extremes experienced several times over the winter season which resulted in extended hours of operation and serving an increased number of people

On or about May 6, 2015, the Westchester County Department of Social Services ("Department") entered into an agreement with Westchester Community Opportunity Program, Inc. ("WestCOP") in an amount not to exceed \$415,396 for the term from January 1, 2015 through December 31, 2015 (the "2015 Agreement") to manage and provide a New Rochelle Emergency Overnight Shelter, located at 19 Washington Avenue, New Rochelle, New York. Due to the unexpectedly severe temperature extremes experienced several times over the winter season, the hours of the New Rochelle Emergency Overnight Shelter were extended and the Shelter served an increased number of people, causing the 2015 Agreement to go over budget. Authority is currently requested to increase the amount payable pursuant to the 2015 Agreement by \$35,634, to a new total not to exceed amount of \$451,030. The proposed amendment will reimburse WestCOP for necessary services provided to individuals in need of emergency overnight housing who are ineligible for DSS benefits or who may have been disqualified from public assistance programs for any number of reasons.

The proposed amendment agreement will serve the public purpose of providing a safe, sanitary, warm and dry place for people who are not housed and do not currently participate in the formal County shelter system. The individuals to be served by the emergency shelter are in need of

housing and may have been disqualified from a public assistance program for failing to comply with a rule, procedure or regulation or are otherwise ineligible for DSS benefits.

Except as specifically amended hereby, all other terms and conditions of the 2015 Agreement shall remain in full force and effect.

A resolution is annexed hereto, which I recommend for your favorable consideration.

APPROVED BOARD OF ACQUISITION & CONTRACT - 03/17/2016 - LISA M. HAJ, SECRETARY

## RESOLUTION

Upon a communication from the Commissioner of the Department of Social Services, be it hereby

**RESOLVED**, that the County of Westchester is hereby authorized to amend an agreement with Westchester Community Opportunity Program, Inc. in the amount of \$415,396 for the term from January 1, 2015 through December 31, 2015 (the "2015 Agreement") for the provision of a New Rochelle Emergency Overnight Shelter in order to increase the amount of the 2015 Agreement by \$35,634 for a new total not to exceed amount of \$451,030 to cover the costs associated with the unexpectedly severe temperature extremes experienced several times over the winter season which resulted in extended hours of operation and serving an increased number of people; and be it further

**RESOLVED**, that except as specifically amended hereby, all other terms and conditions of the 2015 Agreement shall remain in full force and effect; and be it further

**RESOLVED**, that this contract is subject to County appropriation; and be it further

**RESOLVED**, that this Agreement is also subject to further financial analysis of the impact of any New York State Budget ("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 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 impact of any such budget(s) on County finances. After such analysis, the County shall retain the right to either terminate this Agreement, or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Contractors, then the Contractor shall have the right to terminate the agreement upon reasonable prior written notice; and be it further

**RESOLVED**, that the County Executive or his authorized designee is empowered to execute any and all documents necessary to effectuate the purposes hereof.

2015

Original Agreement: \$415,396  
First Amendment: \$ 35,634  
TOTAL: \$451,030

Account to be Charged/credited	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
2015	101	22	8900	5860	-----	\$35,634

Budget Funding Year(s): 2015 Start Date: N/A\_\_ End Date: N/A  
(must match resolution)

Funding Source Tax Dollars:71%  
State Aid: 29%

\$35,634 Federal Aid:  
(must match resolution) Other:

APPROVED BOARD OF ACQUISITION & CONTRACT - 03/17/2015 - LISA MRIJAJ, SECRETARY