

**51126**

**DATE:** February 11, 2016

**TO:** Board of Acquisition & Contract

**FROM:** Mae Carpenter, Commissioner  
Department of Senior Programs & Services

**RE::** Request for authority to:

- a) enter into an agreement with the State of New York acting by and through the New York State Office for the Aging to accept a grant in the amount of \$54,074 to implement the AAA Transportation Program for the program period April 1, 2015 through March 31, 2016; and
- b) enter into inter-municipal agreements with the fifteen (15) municipalities set forth in the attached Schedule A to provide group transportation services for Westchester County seniors in an aggregate amount not to exceed \$54,074, for the program period April 1, 2016 through March 31, 2016

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The County of Westchester (the "County"), acting by and through its Department of Senior Programs and Services (the "Department"), seeks authority from your Honorable Board to enter into an agreement with the New York State Office for the Aging ("NYSOFA") to accept a grant in an amount not to exceed \$54,074 for the purpose of implementing the New York State AAA Transportation Program for the program period April 1, 2016 through March 31, 2017.

The County also seeks authority to enter into inter-municipal agreements (the "IMAs") with the fifteen (15) municipalities (also the "Contractors") listed in the attached Schedule "A" pursuant to which the Contractors will provide group transportation services for County seniors (the "Program"). Funding for the Program will be for an aggregate amount not to exceed \$54,074, in the individual amounts also set forth in Schedule "A", for the program period commencing on April 1, 2016 and continuing through March 31, 2017.

By Act No. 75 – 2014, adopted on May 5, 2014 the Board of Legislators authorized the County to enter into IMAs with County municipalities, including the Contractors, in connection with the AAA Transportation Program.

The Agreement will serve a public purpose by supplementing current transportation costs for low-income elderly Westchester residents, thus ensuring their freedom of mobility throughout the County. Among other things, funds will be used for fuel reimbursement for transporting seniors to and from senior center nutrition sites as well as transporting seniors to and from shopping centers and medical appointments.

The Grant Agreement with NYSOFA does not constitute a procurement and as such, is not subject to the requirements of the Westchester County Procurement Policy. The Agreements with the Contractors are exempt pursuant to Section 3 (a) Subsection iii of the Policy.

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.

APPROVED BOARD OF ACQUISITION & CONTRACTS 04/17/2016 SUSAN RIJAJ, SECRETARY

## RESOLUTION

UPON 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") be and is hereby authorized to enter into an Agreement with the State of New York, acting by and through the New York State Office for the Aging, to accept a grant in the amount of \$54,074 to implement the New York State AAA Transportation Program for the program period April 1, 2016 through March 31, 2017; and be it further

**RESOLVED:** that the County of Westchester be and is hereby authorized to enter into inter-municipal agreements (the "IMAs") with the fifteen(15) municipalities (also the "Contractors") listed in the attached Schedule "A" pursuant to which the Contractors will provide group transportation services for Westchester County seniors (the "Program"). Funding for the Program will be for an aggregate amount not-to-exceed \$54,074, in the individual amounts also set forth in Schedule "A", for the program period commencing on April 1, 2016 and continuing through March 31, 2017; and be it further

**RESOLVED:** that the IMAs with the Contractors are subject to County appropriations; and be it further

**RESOLVED:** that the IMAs with the Contractors 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 these IMAs. 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 IMAs with the Contractors, 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 the IMAs upon reasonable prior written notice; and be it further

**RESOLVED:** that the County Executive or his duly authorized designee be, and hereby is, authorized to take such actions and execute such documents as may be necessary and appropriate to effectuate the purposes hereof.

Account to be  
Charged/Credited

| Fund | Dept | Major Program,<br>Program &<br>Phase<br>Or Unit | Object/<br>Sub-Object | Trust<br>Account | Dollars     |
|------|------|---|-----------------------|------------------|-------------|
| 263  | 85   | 813R  | 4380                  | T813             | \$54,074.00 |
| 263  | 85   | 813R  | 9854                  | T813             | \$54,074.00 |

Budget Funding Year(s) 2016 - 2017 Start Date 4/1/16 End Date 3/31/17  
(Must match resolution)

Funding Source

State Aid: \$54,074.00

\$54,074.00

(Must match resolution)

APPROVED BOARD OF ACQUISITION & CONTRACT - 03/17/2016 - LISA MARIJAL, SECRETARY

## SCHEDULE "A"

### AAA Transportation

| <b>Municipality/Contractor</b> | <b>State Funds</b> |
|--------------------------------|--------------------|
| Cortlandt, Town of             | \$2,230            |
| Eastchester, Town of           | \$2,302            |
| Greenburgh, Town of            | \$6,994            |
| Mamaroneck, Town of            | \$1,725            |
| Mount Kisco, Village/Town of   | \$1,445            |
| Mount Pleasant, Town of        | \$3,009            |
| Mount Vernon, City of          | \$4,473            |
| New Rochelle, City of          | \$5,103            |
| Ossining, Town of              | \$2,100            |
| Peekskill, City of             | \$1,207            |
| Port Chester, Village of       | \$2,296            |
| Somers, Town of                | \$2,224            |
| White Plains                   | \$3,705            |
| Yonkers, City of               | \$13,102           |
| Yorktown, Town of              | \$2,159            |
| <b>Total</b>                   | <b>\$54,074</b>    |