

Robert P. Astorino  
County Executive

Department of Social Services

Kevin McGuire  
Commissioner

Philippe Gille  
First Deputy Commissioner

**52120**

**DATE:** June 17, 2016

**TO:** Board of Acquisition and Contract

**FROM:** Kevin McGuire  
Commissioner, Department of Social Services

**SUBJECT:** Resolution authorizing the County of Westchester to enter into an agreement with The Food Bank for Westchester, Inc. ("Food Bank") to assist non-profit food distribution centers for the period January 1, 2016 through December 31, 2016 in an amount not to exceed \$254,000 to be paid in accordance with the approved program budget and subject to appropriations

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Transmitted herewith is a resolution requesting authority for the County of Westchester to enter into an agreement with The Food Bank for Westchester, Inc. ("Food Bank") to assist non-profit food distribution centers for the period from January 1, 2016 through December 31, 2016 in an amount not to exceed \$254,000 to be paid in accordance with an approved program budget and subject to appropriation.

**The public purpose** of the proposed agreement is the distribution of food to non-profit food distribution centers (food pantries, soup kitchens, etc.) who in turn distribute the food to needy individuals and families in the community.

**The goal and objective** of the agreement is to assist in collecting, storing and distributing food and providing technical assistance to all qualified non-profit anti-hunger programs that distribute this food free of charge to the ill, the needy and infants in their immediate communities.

**The goals and objectives are in the best interests** of the County in terms of public health and safety as they are intended to provide food for those who are hungry or at risk of hunger. By providing healthy food to the needy, the Department assists in promoting healthy consumption.

**The goals and objectives are in the best interests of the County in terms of fiscal responsibility** because in the past few years, the need for food has increased dramatically due to the economic turn down. People, who are receiving assistance, including food stamps, may not have sufficient food by month's end. Some people who have become poor due to the recent economic condition may not even qualify for any assistance, or may require supplemental food even with the provision of food stamps. The service that the Food Bank provides is aligned with the goals of the Department, which is to assist families and individuals with their basic needs until they can become self sufficient. This contract is aimed at assisting with the distribution of good nutritional food to the hungry and homeless population which will ensure their health and well being. This program will satisfy the needs of individuals who are hungry and homeless but do not wish to make an application for Public Assistance or Food Stamp benefits, thereby easing the financial burden on tax payers.

**The goals and objectives of this contract will be tracked and monitored** through performance measurement indicators approved by the Department. They include, but are not limited to, submission of monthly statistics and quarterly reports.

**Based on the performance measurement indicators under the previous contract,** The Food Bank for Westchester was successful in meeting the target under this program. During the 2015 term, the vendor served 1,938,319 persons including adults, children and elderly and 269 agencies received food for distribution through this program.

The proposed agreement is exempt from the Westchester County Procurement Policy pursuant to Section 3(a) (xiv) thereof as this is an agreement with a not-for-profit organization for the purpose of providing aid, care and support to persons in need of public assistance.

Accordingly, authority is requested for the County of Westchester to enter into an agreement with The Food Bank for Westchester, Inc. to operate the above said program.

A resolution requesting the same is annexed hereto for your Honorable Board's approval.

**RESOLUTION**

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

**RESOLVED**, that the County of Westchester is hereby authorized to enter into an agreement with The Food Bank for Westchester, Inc. to assist non-profit food distribution centers in collecting, storing and distributing food and providing technical assistance to all qualified non-profit anti-hunger programs that distribute this food free of charge to the ill, needy and infants in their immediate community in Westchester County for the period from January 1, 2016 through December 31, 2016 for an amount not to exceed \$254,000 to be paid in accordance with an approved program budget; and be it further

**RESOLVED**, that the agreement is subject to County Appropriations; and be it further

**RESOLVED**, that the agreement is also subject to further financial analysis of impact of the 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 adoptions(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 agreement or to renegotiate the amount and rate approved herein. If the County subsequently offers to pay a reduced amount to the Contractor, 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 duly authorized designee is hereby authorized to execute any and all documents and to take such other actions necessary to effectuate the purposes hereof.

Account to be  
Charged/Credited

	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
2016	101	22	8900	5960	-----	\$254,000

Budget Funding Year(s): 2016    Start Date: 01/01/2016    End Date: 12/31/2016  
(must match resolution)

Funding Source                      Tax Dollars: 100%  
State Aid:  
**\$254,000**                              Federal Aid:  
(must match resolution)            Other: