

[57788]

DATE: June 27, 2017

TO: Board of Acquisition and Contract

FROM: Mark S. Herceg, Ph.D.
Commissioner, Department of Community Mental Health

SUBJECT: Authority to enter into:

- 1) each of four (4) successive grant subaward agreements with the Research Foundation for Mental Hygiene, Inc. to accept grant subaward funds in a total aggregate amount of \$1,524,743.00, for services regarding the “NYS Youth and Families ACHIEVE” project, for an effective, overall term of May 1, 2017 through September 29, 2020; and
- 2) an agreement with each of three (3) entities, pursuant to which each will provide services regarding the “NYS Youth and Families ACHIEVE” project, for various, specified not-to-exceed amounts, for a term of May 1, 2017 through September 29, 2020.

Authority is respectfully requested from your Honorable Board for the County of Westchester (the “County”) to enter into each of four (4) successive grant subaward agreements with the Research Foundation for Mental Hygiene, Inc. (“RFMH”), pursuant to which the County will accept grant subaward funds from RFMH in a total aggregate amount of \$1,524,743.00, for services regarding the “NYS Youth and Families ACHIEVE” project (the “Services”), for an effective, overall term of May 1, 2017 through September 29, 2020. The four (4) successive grant subaward agreements (collectively, the “Subaward Agreements”) will be for the following individual terms and not-to-exceed amounts:

<u>Term</u>	<u>Not-To-Exceed Amount</u>
1.) 5/1/17 through 9/29/17	\$ 209,057.00
2.) 9/30/17 through 9/29/18	\$ 438,562.00
3.) 9/30/18 through 9/29/19	\$ 438,562.00
4.) 9/30/19 through 9/29/20	\$ 438,562.00
TOTAL:	\$1,524,743.00

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.

Authority is also respectfully requested from your Honorable Board for the County to enter into a total of three (3) agreements, as specified below, (collectively, the “Vendor Agreements”) pursuant to each of which the vendor specified below will provide services regarding the Services, for the period from May 1, 2017 through September 29, 2020, for the respective not-to-exceed amounts specified below, payable pursuant to respective approved budgets, using funds to be received by the County under the Subaward Agreements, conditioned upon the County successively entering into each of the Subaward Agreements with RFMH and receiving the full anticipated amount of funds:

<u>Vendor</u>	<u>Not-To-Exceed Amount</u>
1.) The Mental Health Association of Westchester County, Inc.	\$ 340,010.00
2.) Westchester Jewish Community Services, Inc.	\$ 340,010.00
3.) Family Ties of Westchester, Inc.	\$ 708,610.00
TOTAL:	\$1,388,630.00

The Services will include various steps to integrate the ‘High Fidelity Wraparound’ model with New York State’s ‘Medicaid Health Homes Serving Children’ program model for youth and young adults, ages 12-21 years with serious emotional disturbances, ages 12-21 years, with high and complex needs including placement or risk of placement, and the families of such youths and young adults. The core of the Services being the integration of these approaches is why the acronym for the project—“ACHIEVE”—stands for “Advancing Care through Health Integration and Evidence-based Effort”.

The \$136,113.00 difference between the total amount to be provided to the County under the Subaward Agreements and the total amount to be paid to the vendors under the Vendor Agreements will be used by the County for Services-related work, including administration of the Subaward Agreements and the Vendor Agreements.

The proposed Subaward Agreements will serve a public purpose by providing the County with funds for the Services. The proposed Vendor Agreements will serve a public purpose by providing the Services that are to be paid for with the subawarded funds.

The goal and objective of the proposed Subaward Agreements is to provide the County with funds for the Services. The goal and objective of the proposed Vendor Agreements is to provide the County with the Services that are to be paid for with the subawarded funds.

The goal and objective of the proposed Subaward Agreements is in the best interests of the County in terms of fiscal responsibility, as it will make available to the County an allocation of non-County funds for the Services. The goal and objective of the proposed Vendor Agreements is in the best interests of the County in terms of health, as it will provide the subaward-funded Services that are expected to ultimately help the aforementioned target population of youths and young adults.

The goals and objectives of the proposed agreements will be tracked and monitored by the Department of Community Mental Health.

The Subaward Agreements do not constitute procurement.

As described above, the “NYS Youth and Families ACHIEVE” project is aimed at integrating the ‘High Fidelity Wraparound’ model with New York State’s ‘Medicaid Health Homes Serving Children’ program model for youth and young adults, ages 12-21 years with serious emotional disturbances, ages 12-21 years, with high and complex needs including placement or risk of placement, and the families of such youth and young adults. Based on that, the County believed that the only ‘legacy’ providers of ‘care management’ services that could practicably provide that portion of the Services were The Mental Health Association of Westchester County, Inc. and Westchester Jewish Community Services, Inc. Separately, the County believed that the only provider of ‘family support’ services that could practicably provide that portion of the Services was Family Ties of Westchester, Inc., as it has been involved in related planning and has been affiliated with the lead New York State ‘family support’ organization.

Accordingly, the County proposed to RFMH, as well as New York State and the Substance Abuse and Mental Health Services Administration of the United States Department of Health and Human Services, that RFMH, if it made a subaward to the County for the Services, determine that the County should enter into an agreement with each of the three above-named vendors for the Services. RFMH subsequently made a subaward to the County for the Services and allocated specific funds for each of these vendors, obligating the County to enter into the Vendor Agreements.

Therefore, the Vendor Agreements are exempt from the requirements of the County’s Procurement Policy pursuant to Section 3(a)(xi) thereof, which exempts “any procurement made pursuant to procurement procedures provided for under any other federal or state law applicable to such procurement,” to the extent that RFMH made the determination, pursuant to procedures under its original grant, that the County should enter into the Vendor Agreements and, consequently, instructed the County to do so.

I respectfully recommend the adoption of the attached resolution.

MSH/MO/bdm/nn

RESOLUTION

Upon a communication from the Commissioner of the Department of Community Mental Health, be it hereby:

RESOLVED, that the County of Westchester is hereby authorized to enter into each of four (4) successive grant subaward agreements with the Research Foundation for Mental Hygiene, Inc. (“RFMH”), pursuant to which the County will accept grant subaward funds from RFMH in a total aggregate amount of \$1,524,743.00, for services regarding the “NYS Youth and Families ACHIEVE” project (the “Services”), for an effective, overall term of May 1, 2017 through September 29, 2020, with the four (4) successive grant subaward agreements (collectively, the “Subaward Agreements”) being for the following individual terms and not-to-exceed amounts:

<u>Term</u>	<u>Not-To-Exceed Amount</u>
1.) 5/1/17 through 9/29/17	\$ 209,057.00
2.) 9/30/17 through 9/29/18	\$ 438,562.00
3.) 9/30/18 through 9/29/19	\$ 438,562.00
4.) 9/30/19 through 9/29/20	\$ 438,562.00
TOTAL:	\$1,524,743.00

; and be it further

RESOLVED, that the County is hereby authorized to enter into a total of three (3) agreements, as specified below, (collectively, the “Vendor Agreements”) pursuant to each of which the vendor specified below will provide services regarding the Services, for the period from May 1, 2017 through September 29, 2020, for the respective not-to-exceed amounts specified below, payable pursuant to respective approved budgets, using funds to be received by the County under the Subaward Agreements, conditioned upon the County successively entering into each of the Subaward Agreements with RFMH and receiving the full anticipated amount of funds:

<u>Vendor</u>	<u>Not-To-Exceed Amount</u>
1.) The Mental Health Association of Westchester County, Inc.	\$ 340,010.00
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3.) Family Ties of Westchester, Inc.	\$ 708,610.00
TOTAL:	\$1,388,630.00

; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized to execute any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this Resolution.

Account to be
Charged/Credited

	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	263	26	905S	9853	T905	589,790
	263	26	905T	9853	T905	399,420
	263	26	905U	9853	T905	399,420
2017	101	26	2000	9713		28,472
2018	101	26	2000	9713		39,142
2019	101	26	2000	9713		39,142
2020	101	26	2000	9713		29,357
	263	26	905S	4380	T905	589,790
	263	26	905T	4380	T905	399,420
	263	26	905U	4380	T905	399,420
2017	101	26	2000	Various		28,472
2018	101	26	2000	Various		39,142
2019	101	26	2000	Various		39,142
2020	101	26	2000	Various		29,357

Budget Funding Years: 3 years & 5 months Start Date: 5/1/2017
(must match resolution)

End Date: 9/29/2020

Funding Source
1,524,743
(must match resolution)

Tax Dollars: _____
State Aid: _____
Federal Aid: 1,524,743
Other: _____

APPROVED BOARD OF ACQUISITION & CONTRACTING 07/20/2017 LISAMMAJAJ, SECRETARY