

Robert P. Astorino
County Executive

Department of Social Services
Kevin M. McGuire
Commissioner

Philippe Gille
First Deputy Commissioner

57859

DATE: July 3, 2017

TO: Honorable Members of the Board of Acquisition and Contract

FROM: Kevin M. McGuire, Commissioner John B. McCaffrey
Department of Social Services Chief Information Officer

SUBJECT: Resolution authorizing the County of Westchester to amend an Agreement with Accuity Asset Verification Services, (“AVS”) for the provision of bank clearances to ensure integrity in resource-based Department of Social Services (the “Department”) cases for the term November 1, 2013 through May 31, 2017 for an amount not to exceed \$936,332 (the “Agreement”) by: 1) extending the term thereof for an additional seven months to end on December 31, 2017, and 2) increasing the not to exceed amount by \$119,868 to a new total not to exceed \$1,056,200

By Resolution approved on November 21, 2013, your Honorable Board authorized the County of Westchester, acting by and through the Department of Social Services, to enter into an agreement with Accuity Asset Verification Services (“AVS”) for the provision of bank clearances to ensure integrity in resource-based Department of Social Services cases for the term November 1, 2013 through October 31, 2016 for an amount not to exceed \$816,464 (the “Agreement”). The agreement was subsequently executed.

Subsequently, by Resolution approved January 19, 2017, your Honorable Board authorized the County of Westchester to amend the aforesaid agreement with Accuity Asset Verification Services (“AVS”) by 1) extending the term thereof for an additional seven months to end on May 31, 2017; and 2) increasing the not to exceed amount by \$119,868 from an amount not to exceed \$816,464 to a new total not to exceed \$936,332 to be paid pursuant to an approved budget and subject to appropriation. This amendment was subsequently executed.

Authority is now requested from your Honorable Board to further amend the aforesaid agreement with AVS by: 1) extending the term thereof for an additional seven months to end on December 31, 2017; and 2) increasing the not to exceed amount by \$119,868 from an amount not to exceed \$936,332 to a new total not to exceed \$1,056,200 to be paid pursuant to an approved budget and subject to appropriation. The second extension is necessary to deal with unexpected

delays related to some structural and clarifying issues with the RFP. The department requests the second extension due to further reviews of similar RFP's released by other districts/states. The department underestimated the amount of thorough research and clarity that would be necessary to complete the final RFP document. Further, an extension is essential to allow for enough time to get a potentially new vendor up and running and dealing with IT issues that will present with a potentially new vendor. The Department expects to complete the RFP process during the extended time.

Accordingly, the Department believes it may use the exemption from the competitive procurement requirements of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (formerly, the Grants Management Common Rule) based on exigency because the Department requires this service while the RFP process is carried out.

The services to be provided pursuant to the proposed amendment will aid in uncovering fraud resource bases and will expedite the bank clearance process for those eligible for Department services. The agreement will continue to provide automated efficiency to the workflow associated with processing the information required for the County to make a financial determination of eligibility. Except as specifically amended hereby, all other terms and conditions of the original agreement as amended shall remain in full force and effect.

Accordingly, the County of Westchester is hereby requesting authority to amend an Agreement with Accuity Asset Verification Services for the aforesaid purpose.

An appropriate resolution requesting your Honorable Board's approval is attached herewith.

RESOLUTION

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

RESOLVED, that the County of Westchester (the "County"), acting by and through its Department of Social Services, is hereby authorized to further amend an Agreement with Accuity Asset Verification Services, ("AVS") for the provision of bank clearances to ensure integrity in resource-based Department of Social Services cases for the term November 1, 2013 through May 31, 2017 for an amount not to exceed \$936,332 (the "Agreement") by: 1) extending the term thereof for an additional seven months to end on December 31, 2017; and 2) increasing the not to exceed amount by \$119,868 to a new total not to exceed \$1,056,200 to be paid pursuant to an approved budget; and be it further

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

RESOLVED, that this Agreement 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 (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 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 this Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Contractor, then the Contractor shall have the right to terminate this Agreement upon reasonable prior written notice; and be it further

RESOLVED, that the County Executive or his authorized designee is hereby authorized to take such action and execute such documents as may be necessary and proper to effectuate the purposes hereof.

Original Agreement:	\$ 816,464
1 st Amendment:	\$ 119,868
This Amendment:	<u>\$ 119,868</u>
TOTAL:	\$1,056,200

Account to be
Charged/Credited

	Fund	Dept	Major Program, Program & Phase Or Unit	Object Sub-Object	Trust Account	Dollars
2017	101	22	1000	4420	-----	\$119,868

Budget Funding Year(s): 2017
(must match resolution)

Start Date: N/A

End Date: 12/31/17

Funding Source

Tax Dollars: 61%

State Aid: 0%

Federal Aid: 39%

Other:

\$119,868

(must match resolution)

APPROVED BOARD OF ACQUISITION CONTRACT - 09/17/2017 - LISAPRIKES SECRETARY