



George Latimer
County Executive

Department of Social Services

Kevin M. McGuire
Commissioner

70957

DATE: July 30, 2019

TO: Board of Acquisition and Contract

FROM: Kevin M. McGuire
Commissioner, Department of Social Services

SUBJECT: Resolution seeking authority for the County of Westchester to amend an agreement with Westchester Community Opportunity Program, Inc., to reimburse WestCOP for additional day time operating expenses incurred during the contract period from January 1, 2018 through December 31, 2018 in an amount not to exceed \$71,604.

Pursuant to a Request for Proposal issued by the County of Westchester ("County") acting by and through its Department of Social Services ("Department:") on October 7, 2016 and Resolution approved by your Honorable Board on December 29, 2016, the County entered into an agreement with Westchester Community Opportunity Program, Inc. ("WestCOP") to operate an Emergency Overnight Shelter for single adult men and women at 19 Washington Avenue, New Rochelle, New York (the "Facility"), for an amount not-to-exceed \$441,374, payable pursuant to an approved budget, for the period from January 1, 2017 through December 31, 2017 (the "Agreement"). In addition the County had the sole option to extend the term for up to four one-year periods thereafter (each an "Option Term") at the annual rate of \$441,374 for each of the one-year Option Terms through December 31, 2021.

Through a resolution approved on January 18, 2018, your Honorable Board authorized the County to exercise its first option to extend the agreement for the period from January 1, 2018 through December 31, 2018 at the annual rate of \$441,374. The First Extension/Amendment exercising the option was subsequently executed on or about January 30, 2018 (DSS300-A-17).

In 2018, the Department requested that the Facility which had been only an emergency overnight shelter, remain open during the day to provide additional day time drop in services, which in turn resulted in expenses exceeding the budget. Based on the request of the Department, and WestCOP's provision of services, WestCOP is entitled to be reimbursed for the

expenses incurred for the additional day time shelter services that were provided in the amount not to exceed \$71,604.

Accordingly, the County is seeking authority from your Honorable Board to further amend the Agreement to reimburse WestCOP for the expenses incurred for the provision of additional day time drop-in services by increasing the amount not to exceed by \$71,604, from an amount not to exceed \$441,374 to a new total amount not to exceed \$512,978.

The proposed Agreement will serve the public purpose of providing a safe, sanitary, warm, 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.

The goal and objective of the proposed Agreement are met through the provision of services necessary to operate the shelter in the Mount Vernon/New Rochelle area of Westchester County.

The goal and objective of the proposed Agreement is in the best interests of the County in terms of public health and safety, as the County having the services necessary to operate a emergency shelter and drop in shelter in the Mount Vernon/New Rochelle area of Westchester County will ensure the health and safety of single adults who seek emergency overnight shelter.

The goals and objectives of the proposed Agreement will be tracked and monitored by DSS.

Except as specifically amended hereby, all other terms and conditions of the first Option Extension Amendment shall remain the same.

I most respectfully recommend the adoption the annexed Resolution

RESOLUTION

Upon a communication from the Commissioner 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 amend the agreement with Westchester Community Opportunity Program, Inc., ("WestCop") to operate an Emergency Overnight Shelter for single adult men and women at 19 Washington Avenue, New Rochelle, New York for the period from January 1, 2017 through December 31, 2018, as amended (the "Agreement") in order to reimburse WestCOP for the additional day time operating expenses incurred for the term January 1, 2018 through December 31, 2018 by increasing the amount not to exceed by \$71, 604 from an amount not to exceed \$441,374, to a new total not to exceed \$512,978; and be it further

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

RESOLVED, that this Agreement is subject to County appropriations; 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, 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 Charged/Credited

	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
2018	101	22	8900	5860	-----	\$71,604

Budget Funding Year(s): 2018 Start Date: 01/01/18 End Date: 12/31/18
 (must match resolution)

Funding Source Tax Dollars: 71%
 State Aid: 29%
\$71,604 Federal: 0%
 (must match Resolution) Other:

APPROVED BOARD OF ACQUISITION & CONTRACT - 08/22/2019 - LISA MARIJAJ, SECRETARY