

72898

DATE: November 26, 2019

TO: Board of Acquisition and Contract

FROM: Joseph K. Spano
Commissioner of Correction

RE: Authority to exercise an option to renew an Agreement with the Westchester County Health Care Corporation (“WCHCC”) for a term commencing January 1, 2020 through December 31, 2020, whereby WCHCC will provide, through its Occupational Health Center, medical consulting services in an amount not to exceed Thirty Thousand Dollars (\$30,000.00) per year at the rates set forth in Schedule "A".

On February 22, 2016, the Westchester County Board of Legislators adopted Act No. 2016-8, authorizing the County to enter into an agreement with WCHCC, whereby WCHCC would provide, through its Occupational Health Center, medical consulting services necessary for satisfactory implementation of the Uniform Attendance Standards of the Department of Correction, including, without limitation, reviewing the medical status of employees to determine fitness for duty (“Medical Consulting Services”).

By resolution approved on May 5, 2016, your Honorable Board authorized the County to enter an agreement with WCHCC to provide Medical Consulting Services for a term commencing January 1, 2016 through December 31, 2018 in an amount not to exceed Thirty Thousand Dollars (\$30,000.00) per year pursuant to approved rates for an amount not to exceed Ninety Thousand Dollars (\$90,000.00) (the “Agreement”), with a County option to renew for two (2) additional one-year periods, upon notice to WCHCC, in the annual not to exceed amount of Thirty Thousand Dollars (\$30,000). The rates to be paid by the County will be capped at a 4% increase over what the County paid for the same services in the previous year. The Agreement was subsequently executed.

By resolution approved on April 11, 2019, your Honorable Board authorized the County to exercise the first of its two options to renew the Agreement by entering into an amendment of the Agreement for a term commencing January 1, 2019 through December 31, 2019 in an amount not to exceed Thirty Thousand Dollars (\$30,000.00).

The County desires to exercise the second of its two options to renew the Agreement by entering into second amendment (the “Second Amendment”) for the period commencing January 1, 2020 and terminating December 31, 2020 in an amount not to exceed Thirty Thousand Dollars (\$30,000) pursuant to the rates set forth in the Agreement. The rates to be paid by the County

will be capped at a 4% increase over what the County paid for the same services in the previous year.

The proposed Second Amendment serves the public interest by continuing to improve enforcement and control of the Department of Correction's Uniform Attendance Standards. The goals and objectives are to maximize correctional security and employee safety, and reduce overtime costs by utilizing an independent medical facility to review the medical status of Correction Officers to determine their fitness for duty. The program will be tracked and monitored by the Department.

A Resolution for your consideration is annexed hereto. I recommend your favorable consideration of the annexed proposed Resolution.

JKS/jrc
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/12/2019 - LISA M. JKS, SECRETARY

RESOLUTION

Upon a communication from the Commissioner of Correction, be it hereby

RESOLVED, that the County of Westchester, through its Department of Correction, is authorized to exercise the second of its two options to renew an agreement (the "Agreement") by entering into a second amendment of the agreement (the "Second Amendment") with the Westchester County Health Care Corporation ("WCHCC"), whereby WCHCC will provide, through its Occupational Health Center, medical consulting services necessary for satisfactory implementation of the Uniform Attendance Standards of the Department of Correction, including, without limitation, reviewing the medical status of employees to determine fitness for duty; and be it further

RESOLVED, that the term of the Second Amendment shall commence January 1, 2020 through December 31, 2020; and be it further

RESOLVED, that the County shall pay WCHCC an amount not to exceed Thirty Thousand Dollars (\$30,000.00) at the rates set forth in the Agreement. The rates to be paid by the County will be capped at a 4% increase over what the County paid for the same services in the previous year, 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 WCHCC, then the WCHCC 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 authorized and empowered to execute and deliver all instruments and take all actions necessary or appropriate to effectuate the purposes hereof.

Account to be
Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
101	35	1000	4380		30,000

Budget Funding Year(s) 2020 Start Date 1/1/20 End Date: 12/31/20
(must match resolution)

Funding Source Tax Dollars 30,000

State Aid _____

\$ 30,000 Federal Aid _____

(must match resolution)

Other _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/12/2019 - LISA MRIJAJ, SECRETARY



WESTCHESTER MEDICAL CENTER

OCCUPATIONAL HEALTH CENTER

WESTCHESTER COUNTY DEPARTMENT OF CORRECTIONS
NON WORK-RELATED INJURY/ILLNESS
SCHEDULE "A"

Term below indicates 4% increase each year.

	1/1/2016- 12/31/2016	1/1/2017- 12/31/2017	1/1/2018- 12/31/2018	1/1/2019- 12/31/2019	1/1/2020- 12/31/2020
Minimal (10 - 20 Minutes)	\$94.73	\$98.52	\$102.46	\$106.55	\$110.81
Focused (20 - 30 Minutes)	\$117.69	\$122.40	\$127.30	\$132.49	\$137.79
Expanded (30 - 45 Minutes)	\$184.77	\$192.16	\$199.85	\$207.84	\$216.15
Comprehensive (45 - 60 Minutes)	\$221.71	\$230.58	\$239.80	\$249.39	\$259.37
Complex (1hr. - 1hr. and 30 Minutes)	\$295.61	\$307.43	\$319.73	\$332.52	\$345.82

COST INCLUDES:

- OFFICE VISIT
- MEDICAL REVIEW
- ASSESSMENT
- EVALUATION
- CONSULTATION(S) WITH INDIVIDUALS PMD (if indicated)
- COMPLETION OF *Medical Certification of Employee* (NON WORK RELATED)
- COURT APPEARANCES AND RELATED MEETINGS
- FORWARDING THE *Medical Certification of Employee* (NON-WORK RELATED) TO THE COMMISSIONER OF CORRECTION