

72937

TO: Honorable Members of the Board of Acquisition and Contract

FROM: Robin Schlaff
Director, Office for Women

DATE: November 27, 2019

SUBJECT: Authority to enter into an agreement with Westchester County Health Care Corporation to operate its Forensic Acute Care Team Program and provide forensic medical care for children/adolescents and adults, for a term commencing January 1, 2019 and continuing through December 31, 2021, for a total amount not-to-exceed \$322,575

The attached Resolution, if approved by your Honorable Board, would authorize the County of Westchester, acting by and through its Office for Women, (the "County") to enter into an agreement with Westchester County Health Care Corporation ("WCHCC"), pursuant to which WCHCC will operate its Forensic Acute Care Team ("FACT") Program and provide forensic medical care for children/adolescents and adults at the Valhalla Campus of Westchester Medical Center, for a term commencing January 1, 2019 and continuing through December 31, 2021, for a total amount not-to-exceed \$322,575 Dollars, payable quarterly, pursuant to an approved budget. The funding amount per year will not exceed One Hundred Seven Thousand Five Hundred Twenty-Five Dollars (\$107,525.00).

In 2013, WCHCC established the FACT Program in response to the growing need for improved quality care for acute services for adolescents ages 12 to 18, offering forensic medical services to all children/adolescents presenting with concerns for acute sexual abuse or assault. The Program has since experienced an increase in patients over the age of 18 -- 44% by the end of September 2014. Therefore, in 2015, WCHCC expanded its FACT Program to include adult patients. Between 2016 and 2018, nearly 750 patients were served by the FACT Program, the majority of which were adults. During that time, WCHCC has also provided ongoing education and training to over 150 medical staff, advocates and other service providers.

By Act 219-2019, which was approved by the Westchester County Board of Legislators on October 21, 2019, (the "Act") the County was authorized to enter into an agreement with WCHCC, pursuant to which WCHCC will operate its FACT Program and provide forensic medical care for children/adolescents and adults at the Valhalla Campus of Westchester Medical Center, for a term commencing on January 1, 2019 and continuing through December

31, 2021, for a total amount not to exceed \$322,575.00.

Accordingly, authority is now respectfully requested from your Honorable Board for the County to enter into the agreement with WCHCC.

The proposed agreement will serve a public purpose by providing effective and timely emergency department medical care for children/adolescents and adults who are potential victims of acute sexual abuse or assault.

The goals and objectives of the proposed agreement are for WCHCC to provide forensic medical care to patients presenting with concerns for sexual abuse/assault who reside in Westchester County, or report assault/abuse that occurred within Westchester County, including

- responding within one hour to Westchester Medical Center; and
- conducting those elements of the forensic medical assessment that the patient opts to have, including
 - 1) obtaining medical history and brief history of the assault and type(s) of contact (for the purposes of diagnosis and treatment),
 - 2) evidence collection,
 - 3) colposcopic and/or photo documentation of external genitalia when applicable,
 - 4) photo documentation of non-genital skin findings,
 - 5) completion of required documentation,
 - 6) completion of the Forensic Rape Examination (FRE) form, and
 - 7) discussion of prophylactic medications with Attending Physician Facilitating age and situation appropriate follow up plans.

The goals and objectives of the proposed agreement will be tracked and monitored by the Office for Women.

The procurement of the proposed agreement is exempt from the requirements of the Westchester County Procurement Policy pursuant to Section 3(a)(viii) thereof, which exempts contracts with “agencies engaging healthcare workers.”

Attached for your consideration is a proposed Resolution.

RS/SD/jrc

RESOLUTION

Upon a communication from the Director of the Office for Women, be it hereby

RESOLVED, that the County of Westchester, acting by and through its Office for Women, (the "County") is hereby authorized to enter into an agreement (the "Agreement") with Westchester County Health Care Corporation ("WCHCC"), pursuant to which WCHCC will operate its Forensic Acute Care Team Program and provide forensic medical care for children/adolescents and adults at the Valhalla Campus of Westchester Medical Center, for a term commencing January 1, 2019 and continuing through December 31, 2021, for a total amount not-to-exceed Three Hundred Twenty-Two Thousand Five Hundred Seventy-Five Dollars (\$322,575.00), payable quarterly, pursuant to an approved budget; and be it further

RESOLVED, that the funding amount per year will not exceed One Hundred Seven Thousand Five Hundred Twenty-Five Dollars (\$107,525.00) 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, that the County Executive or his duly authorized designee be and hereby is authorized and empowered to execute any and all documents and take any 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	Funding Year
101	11	0900	4380	N/A	\$107,525	2019
101	11	0900	4380	N/A	\$107,525	2020
101	11	0900	4380	N/A	\$107,525	2021

Budget Funding Year(s) 2019-2021 Start Date: 1/1/2019 End Date: 12/31/2021
 (must match resolution)

Funding Source: Tax Dollars \$322,575
 State Aid _____

\$322,575

(must match resolution)

Federal Aid _____
Other _____

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