



George Latimer
County Executive

Department of Community Mental Health

Michael Orth, M.S.W.
Commissioner

[78082]

DATE: July 21, 2020

TO: Board of Acquisition and Contract

FROM: Michael Orth, M.S.W.,
Commissioner, Department of Community Mental Health

SUBJECT: 1) Authority to enter into an Amendment to the Continuum of Care Grant Agreement with the Municipal Housing Authority for the City of Yonkers and the United States Department of Housing and Urban Development, in order for the County to use funds in the amount of \$74,565.00 to provide rental assistance services to homeless individuals under the HUD's 2019 Continuum of Care Program; and

2) Authority to enter into an Agreement with Lifting Up Westchester, Inc., as sub-recipient, for an amount not to exceed \$73,046.00 for the period from October 1, 2020 through September 30, 2021 for the provision of rental assistance services to four (4) homeless adults.

As a way of background, the Municipal Housing Authority for the City of Yonkers ("MHACY") and the United States Department of Housing and Urban Development ("HUD") entered into a certain 2019 Continuum of Care Renewal Grant Agreement – HUD Grant Number NY0886L2T041908 ("Grant Agreement"), dated May 15, 2020, pursuant to which HUD agreed to provide funds to MHACY in the amount of \$74,565.00 ("Grant Funds") for the provision of rental assistance services to four (4) homeless adults under the HUD's 2019 Continuum of Care Program.

MHACY has informed the County of Westchester ("County"), acting by and through its Department of Community Mental Health ("Department" or "DCMH"), that it is unable to administer the Grant Agreement and, in order to allow for the consolidation of this Grant Agreement with a current DCMH grant project -- DCMH RAP NY0488L2T041912, MHACY has requested authority from HUD to relinquish administration of the Grant Agreement, pursuant to

that certain letter dated May 18, 2020 from MHACY. In connection with the foregoing, DCMH has subsequently requested authority from HUD to assume the administration of the Grant Agreement, pursuant to that certain letter dated May 19, 2020 from DCMH. Simultaneously therewith, pursuant to that certain other letter dated May 19, 2020, the Westchester County Continuum of Care Partnership to end Homelessness has formally acknowledged and approved the transfer of the Grant Agreement from the MHACY to the DCMH.

In connection with the foregoing, authority is now respectfully requested from your Honorable Board for the County, acting by and through DCMH, to enter into an Amendment to the Grant Agreement (“Grant Amendment”) with MHACY and HUD, whereby MHACY agrees to be removed as the recipient under the Grant Agreement, DCMH agrees to be the replacement recipient under the Grant Agreement and HUD accepts DCMH as the replacement recipient for the purposes of the Grant Agreement, in order for the County to use the Grant Funds to provide rental assistance services to homeless adults.

Authority is further respectfully requested from your Honorable Board for the County, acting by and through the DCMH, to enter into an agreement (the “Agreement”) with Lifting Up Westchester, Inc. (“Lifting Up Westchester”) as the approved sub-recipient under the Grant Agreement, as amended by the Grant Amendment, in the amount not to exceed \$73,046.00 to provide rental assistance services to four (4) homeless adults, for the period from October 1, 2020 through September 30, 2021. DCMH would retain the remaining \$1,519.00 of the Grant Funds to cover the administration costs of the Grant Amendment.

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) and will comply with all of the Grant Terms.

The Grant Amendment is exempt from the Common Grant rules as the original Grant Agreement is a renewal grant, which may be renewed on a non-competitive basis pursuant to 24 CFR 583.235(a). In addition Lifting Up Westchester is a sub-recipient pursuant to the Grant agreement, as amended by the Grant Amendment, and therefore the Common Grant rules do not apply to the Agreement. Finally, the Agreement with Lifting Up Westchester is exempt from the provisions of the Westchester County Procurement Policy pursuant to Sections 3(a)(xi) and 3(a)(xiv) thereof.

The proposed Agreement will serve a **public purpose** by providing continued rental assistance services to four (4) homeless adults.

The goals and objectives of the proposed Agreement are to provide rental assistance services to four (4) homeless adults.

The goals and objectives of the proposed Agreement are in the best interests of the County in terms of fiscal responsibility, as the proposed Agreement will make available to the County the funds necessary to implement the aforementioned program. The goals and objectives

of the proposed Agreement are also in the best interests of the County in terms of both fiscal responsibility and public health and safety as the programs funded by the proposed Agreement will be aimed at ensuring the well-being and safety of the targeted population and addressing the issues of homelessness in the County which can reduce the costs associated with social services provided by the County.

The goals and objectives of the proposed Agreement will be tracked and monitored by the Department in accordance with the requirements of HUD. The Department will be required to submit Annual Progress Reports to HUD as a requirement of receiving the funding to be provided under the proposed agreement.

I respectfully recommend your Honorable Board's approval of the attached Resolution.

MO/TP/CMC

APPROVED BOARD OF ACQUISITION & CONTRACT - 08/12/2020 - USMARIJAJ, SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester (the “County”), is hereby authorized to enter into an Amendment to the Continuum of Care Grant Agreement (“Grant Amendment”) with the Municipal Housing Authority for the City of Yonkers and the United States Department of Housing and Urban Development (“HUD”), pursuant to which HUD will provide funds to the County in the amount of \$74,565.00 in order for the County to provide rental assistance services to homeless individuals under the HUD’s 2019 Continuum of Care Program; and be it further

RESOLVED, that the County is hereby authorized to enter into an agreement with Lifting Up Westchester, Inc., as the approved sub-recipient, in the amount not to exceed \$73,046.00 to provide rental assistance services to (4) homeless adults, for the period from October 1, 2020 through September 30, 2021; and be it further

RESOLVED, that the County Executive, or his authorized designee, is authorized to execute any and all documents 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
	263	26	V016	4380	G016	\$73,046
2020	101	26	2000	Various		\$380
2021	101	26	2000	Various		\$1,139
	263	26	V016	9852	G016	\$73,046
2020	101	26	2000	9818		\$380
2021	101	26	2000	9818		\$1,139

Budget Funding Year(s): 2020-2021
(must match resolution)

Start Date: 10/01/2020 End Date: 09/30/2021

Funding Source

Tax Dollars:
State Aid:
Federal Aid: 100%
Other:

\$ 74,565 (revenue)
\$ (expense)
(must match resolution)