

81247

DATE: December 7, 2020

TO: Board of Acquisition & Contract

FROM: Mae Carpenter, Commissioner
Department of Senior Programs and Services

RE: Request for authority for the County of Westchester to amend the First Amendment under its agreement with Family Service Society of Yonkers to provide Guardianship and Support Services Guardianship for incapacitated individuals 60 years and older residing in Westchester County under Article 81 of the New York State Mental Hygiene Law, in order to increase the funding under the First Amendment, for the program period commencing on January 1, 2020 and continuing through December 31, 2020 by \$2,795

By resolution approved March 7, 2019 (the "March 7th Resolution") your Honorable Board, authorized the County of Westchester (the "County"), acting by and through its Department of Senior Programs & Services (the "Department"), to enter into an Agreement (the "Agreement") with Family Service Society of Yonkers ("FSSY") also (the "Contractor"), to provide Guardianship and Support Services Guardianship for incapacitated individuals 60 years and older residing in Westchester County under Article 81 of the New York State Mental Hygiene Law (the "Program") in an amount not-to-exceed \$55,900 in County tax dollars, payable at the agreed upon unit-cost for actual services provided for the program period January 1, 2019 through December 31, 2019. The March 7th Resolution also authorized that the County at its sole option may extend the term of the Agreement with the Contractor for up to four (4) additional one-year periods, at the same unit cost; however, noting that funding may vary from year to year, which would impact the not to exceed amount of the contract, subject to the prior approval of your Honorable Board. The Agreement was subsequently executed.

By resolution approved on February 13, 2020 (the "February 13th Resolution"), your Honorable Board, amongst other things, authorized the County acting by and through its Department of Senior Programs & Services (the "Department") to exercise the first of its four options to extend the term of the Agreement for the program period commencing on January 1, 2020 and continuing through December 31, 2020, in an amount not to exceed \$57,577 in County Tax funds (the "First Amendment"). The First Amendment was subsequently executed.

The Westchester County Board of Legislators has recently increased funding for the First Amendment by an additional \$2,795 in County Tax funds, thereby increasing the not-to-exceed amount authorized under the Agreement from \$57,577 to \$60,372. Therefore, the

County now seeks further authority from your Honorable Board to amend the First Amendment under the Agreement in order to increase funding by \$2,795 in County Tax funds from an authorized amount not-to-exceed \$57,577 to an amount not-to-exceed \$60,372 (the "Second Amendment").

Except as specifically amended as described herein, all other terms and conditions set forth in the Agreement, as previously amended, shall remain in full force and effect.

Accordingly, I most respectfully recommend adoption of the attached proposed resolution.

MC/SJ

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/17/2020 - JUAN GUCCIARDI, SECRETARY

RESOLUTION

UPON COMMUNICATION FROM THE COMMISSIONER OF THE WESTCHESTER COUNTY DEPARTMENT OF SENIOR PROGRAMS AND SERVICES BE IT HEREBY:

RESOLVED, that the County of Westchester (the "County acting by and through its Department of Senior Programs and Services (the "Department") is hereby authorized to amend the first amendment (the "First Amendment") under its agreement (the "Agreement") with Family Service Society of Yonkers to provide Guardianship and Support Services Guardianship for incapacitated individuals 60 years and older residing in Westchester County under Article 81 of the New York State Mental Hygiene Law (the "Program") for the program period commencing on January 1, 2020 and continuing through December 31, 2020 in order to increase funds allocated by the Westchester County Board of Legislators thereunder by \$2,795 from an authorized amount not to exceed \$57,577 to an amount not to exceed \$60,372 in County Tax funds, payable at the agreed upon unit cost for actual services provided (the "Second Amendment"); and be it further

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

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

Initial Agreement: \$55,900
 First Amendment: \$57,577
 Second Amendment: \$2,795
 Total: \$116,272

Account to be	Fund	Dept	Major Program, Program & Phase Or Unit or Org	Object/ Sub Object	Trust Account	Dollars
Charged	101	11	0900	4380	N/A	\$2,795
Budget Funding Year(s) <u>2020</u> Start Date <u>1/1/2020</u> End Date <u>12/31/2020</u> (must match resolution)						
Funding Source Tax Dollars <u>\$2,795</u> State Aid <u>\$ 0</u> Federal Aid <u>\$ 0</u> <u>\$2,795</u> (must match resolution)						

APPROVED BOARD OF ACQUISITION & CONTRACT - 01/11/2020 - JOAN COCCIARDI, SECRETARY