

81895

DATE: January 4, 2021
TO: Board of Acquisition & Contract
FROM: Mae Carpenter, Commissioner
Department of Senior Programs and Services
RE: Request authority for the County of Westchester to:

- a) enter into a grant agreement with the New York State Office for the Aging to accept a grant in an amount not to exceed \$64,244 in Aging and Disability Resource Center - Coronavirus Aid, Relief, and Economic Security ("CARES Act") federal emergency stimulus funds to fund programs that both connect individuals at greatest risk of contracting the COVID-19 diseases to services needed to practice social distancing and seek to mitigate issues created by it, such as social isolation ("ADRC-CARES Act Program"), in accordance with the CARES Act and the Medicare Improvements for Patients and Providers Act ("MIPPA"). The grant agreement shall commence retroactive to April 1, 2020 and continue through September 30, 2021; and
- b) enter into an agreement with the Westchester Public/Private Membership Fund for Aging Services, Inc. to provide the Telehealth Intervention Program for Seniors services to Westchester County seniors, under the ADRC-CARES Act Program, in accordance with the CARES Act and MIPPA in an amount not to exceed \$64,244 in CARES Act federal emergency stimulus funds, payable pursuant to an approved budget. The agreement shall commence retroactive to April 1, 2020 and continue through September 30, 2021.

The County of Westchester (the "County"), acting by and through its Department of Senior Programs and Services (the "Department"), seeks authority from your Honorable Board to enter into a grant agreement (the NYSOFA Agreement") with the New York State Office for the Aging (the "NYSOFA") to accept a grant in an amount not to exceed \$64,244 in Aging and Disability Resource Center - Coronavirus Aid, Relief, and Economic Security ("CARES Act") federal emergency stimulus funds, to fund programs that both connect older adults at greatest risk of contracting the Coronavirus disease 2019 ("COVID 19") to services needed to practice social distancing and seek to mitigate issues created by pandemic, such as social isolation under the ("ADRC-CARES Act Program"), in accordance with the CARES Act and the Medicare Improvements for Patients and Providers Act "MIPPA"). The NYSOFA Agreement shall commence retroactive to April 1, 2020 and continue through September 30, 2021.

The County also seeks further authority of your Honorable Board to enter into an agreement (the "Agreement") with the Westchester Public/Private Membership Fund for Aging Services, Inc. (the

“WPPMF”) to provide the Telehealth Intervention Program for Seniors (“TIPS”) to Westchester County seniors under the ADRC-CARES Act Program in accordance with the CARES Act and MIPPA, in an amount not to exceed \$64,244, payable with CARES Act federal emergency stimulus funds, pursuant to an approved budget. The term of the Agreement shall commence retroactive to April 1, 2020 and continue through September 30, 2021.

The proposed NYSOFA Agreement and the Agreement will serve a **public purpose** because it would allow for the expansion of the services to help meet the needs of older adults as communities implement measures to prevent the spread of COVID-19.

The **goal and objective** of the NYSOFA Agreement are to direct funds to Area Agencies on Aging to help communities to meet the needs of older adults and people with disabilities as communities implement measures to prevent the spread of COVID-19 for older adults in order to maintain health, independence and quality of life.

The **goal and objective** of the Agreement are in the best interest of the County because they serve as a means of providing funding to expand services to seniors to delay or divert them from institutionalization, thereby reducing Medicaid costs to the County.

The NYSOFA Agreement does not constitute procurement and as such is not subject to the requirements of the Westchester County Procurement Policy. The Agreement is not subject to the Federal Common Grant Rules, 45 CFR 92.36 et seq. that normally requires full and open competition through the use of competitive procurement before entering into contracts unless certain circumstances exist that would permit noncompetitive procurement, as set forth in 2 C.F.R. 200.320(f)(2). The COVID-19 pandemic is one such circumstance that allows for noncompetitive procedures in order to expedite the distribution of these emergency relief stimulus funds to supplement and address urgent program needs in response to the pandemic.

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.) can and will comply with all of the Grant Terms.

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

MC/SJ/cmc

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 enter into a grant agreement (the "NYSOFA Agreement") with the New York State Office for the Aging ("NYSOFA), to accept a grant in an amount not to exceed \$64,244 in Aging and Disability Resource Center - Coronavirus Aid, Relief, and Economic Security ("CARES Act") federal emergency stimulus funds to fund programs that both connect older adults at greatest risk of contracting the COVID-19 disease to services needed to practice social distancing and seek to mitigate issues created by pandemic, such as social isolation ("ADRC-CARES Act Program") in accordance with the CARES Act and the Medicare Improvements for Patients and Providers Act "MIPPA"). The NYSOFA Agreement shall commence retroactive to April 1, 2020 and continue through September 30, 2021; and be it further

RESOLVED, that County is authorized to enter into an agreement (the "Agreement") with the Westchester Public/Private Membership Fund for Aging Services, Inc. ("WPPMF") to provide the Telehealth Intervention Program for Seniors ("TIPS") services to Westchester County seniors under the ADRC-CARES Act Program in accordance with the CARES Act and MIPPA, in an amount not to exceed \$64,244 payable with CARES Act federal emergency stimulus funds, pursuant to an approved budget. The Agreement shall commence retroactive to April 1, 2020 and continue through September 30, 2021; 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.

Account to be Charged/Credited	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
Credited	263	85	V023	9853	G023	\$64,244
Charged	263	85	V023	4380	G023	\$64,244

Budget Funding Year(s) 2020 - 2021 Start Date 4/01/2020 End Date 9/30/2021
(must match resolution)

Funding Source Tax Dollars: \$0

State Aid: \$0

\$64,244 Federal Aid: \$64,244

(must match resolution)