

**86900**

TO: Board of Acquisition and Contract

FROM: Sherlita Amler, MD  
Commissioner of Health

DATE: August 15, 2021

RE: Authorization to Amend a Resolution approved on February 27, 2020, as amended, which authorized the County of Westchester to enter into Agreements with Approved Related Services Providers, Pursuant to Section 4410, Part 200 of the New York State Education Law, in order to add an approved Related Services Provider, Absolute Home Health Care, Inc. to the list of providers authorized to provide such services, effective September 1, 2021

On February 27, 2020, your Honorable Board approved a Resolution (the “February 27, 2020 Resolution”), which authorized the County of Westchester (the “County”) to enter into Agreements (the “Agreements”) with approved Related Services Providers pursuant to Section 4410, Part 200 of the New York State Education Law, for the period from July 1, 2020 through June 30, 2025, in the total aggregate amount not to exceed \$86,217,672 subject to annual County appropriations, with each provider to be reimbursed at rates established by the County and accepted by the New York State Education Department (“NYSED”) to ensure that the providers are paid at the established rates and that the County is reimbursed for state aid.

Thereafter, by resolution approved on June 25, 2020 (the “June 25, 2020 Resolution”), your Honorable Board authorized the County to amend the February 27, 2020 Resolution to add one approved Related Services provider, Catherine M. Constable, to the list of approved providers, in order to enter into an agreement with this provider subject to the same terms and conditions of the February 27, 2020 Resolution.

Authorization is now respectfully requested to further amend the February 27, 2020 Resolution, as amended by the June 25, 2020 Resolution, to add another approved Related Services provider, Absolute Home Health Care, Inc., to the list of approved providers, effective 09/01/2021, in order to enter into an agreement with this provider subject to the same terms and conditions set forth in the February 27, 2020 Resolution, as amended.

This provider will serve a continued unfilled need for nursing services for preschool children with special needs in the towns/areas and their associated school districts of Westchester County that currently lack adequate provider capacity to meet the mandated Individualized Education Program requirements.

The proposed agreement with Absolute Home Health Care, Inc., along with the other agreements authorized by the February 27, 2020 Resolution, as amended, will promote the public health, safety and welfare of Westchester County's children with special needs by enabling their daily participation in special needs programs and other community settings that typically developing children attend. On an annual basis, approximately 3,000 children are served by the Related Services programs. In 2020, approximately 2,600 children were served.

The goals and objectives of these programs are to:

- Provide appropriate services to children from three to five years of age with developmental disabilities and/or delays in accordance with their approved Individualized Education Program (IEP).
- Provide these services in the student's least restrictive setting.

Providers will be monitored, as per their contract requirements and the Westchester County Health Department's performance measurement indicators, for the provision of services through program site visits and review of their clinical session and progress reports, and accuracy of billing by monthly reviews of submitted documentation.

Except as otherwise stated herein, all other terms and conditions of the February 27, 2020 Resolution, as amended, shall remain the same.

An appropriate resolution has been attached herewith for your Board's consideration and approval.

SA/MY/dc  
Attachments

APPROVED BOARD OF ACQUISITION & CONTRACTS 08/26/2021 RAYMOND SCULLY, SECRETARY

## RESOLUTION

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

**RESOLVED**, that the Resolution approved by this Honorable Board on February 27, 2020 (the “February 27, 2020 Resolution”), as amended by the resolution approved on June 25, 2020 (the “June 25, 2020 Resolution”), which together authorized the County of Westchester to enter into agreements with approved Related Services providers, pursuant to Section 4410, Part 200 of the New York State Education Law, be and is hereby further amended in order to add an approved Related Services provider, Absolute Home Health Care, Inc., to the list of approved providers, effective September 1, 2021, subject to the same terms and conditions as stated in the February 27, 2020 Resolution, as amended; and be it further

**RESOLVED**, that except as otherwise stated herein, all other terms and conditions of the February 27, 2020 Resolution, as amended, shall remain the same; and, be it further

**RESOLVED**, that the County Executive or his duly authorized designee be and hereby is authorized and empowered to execute and deliver all instruments and to take all actions necessary or appropriate to accomplish the purpose of this resolutions.

Department of Health  
 County of Westchester  
 10 County Center Road, 2<sup>nd</sup> Floor  
 White Plains, New York 10607

Original Agreement	\$
First Amendment	\$
<b>This Amendment</b>	<b>\$</b> _____
<b>TOTAL</b>	<b>\$</b> _____

Agreement # \_\_\_\_\_

Account to be Charged/Credited	Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub-Object	Trust Account	Dollars
	N/A					
Budget Funding Year(s) (must match resolution) _____ Start Date _____ End Date _____						
Funding Source (must match resolution)	Tax Dollars	_____				
	State Aid	_____				
	Federal Aid	_____				
	Other	_____				