

87233

DATE: August 30, 2021

TO: Board of Acquisition & Contract

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

RE: Authority to amend a resolution approved on April 8, 2021, which authorized the County of Westchester ("County") to exercise the first of its four renewal options to extend an agreement with The LOFT: The Lesbian and Gay Community Services Center, Inc. for the provision of Senior Center Recreation and Education Services for the Lesbian, Gay, Bisexual, and Transgender ("LGBT") Community for the period from January 1, 2021 through December 31, 2021, in order to authorize an intermediary amendment to the agreement to retroactively increase the not to exceed amount for the initial term by an additional \$8,255.

By resolution approved on February 20, 2020 (the February 20th Resolution"), your Honorable Board authorized the County of Westchester ("County") acting by and through the Department of Senior Programs & Services (the "Department"), to enter into an agreement with The LOFT: The Lesbian and Gay Community Services Center, Inc. ("The LOFT") to provide Senior Center Recreation and Education Services for the elderly Lesbian, Gay, Bisexual, and Transgender ("LGBT") Community residing in Westchester County under Title III-B of the Older Americans Act (the "Program") for the period from January 1, 2020 through December 31, 2020 (the "Initial Term") in an amount not-to-exceed \$6,350 (the "Agreement"). The February 20th Resolution further authorized the County to extend the term of the Agreement for up to four (4) additional extension terms of one (1) year each, (each an "Extension Term") on the same terms and conditions, including price proposal, as the Initial Term. The Agreement was subsequently executed.

Thereafter, by resolution approved on April 8, 2021 (the "April 8th Resolution"), your Honorable Board authorized the County, acting by and through the Department, to amend the Agreement in order to exercise the first of the County's four (4) options to extend the term thereof from January 1, 2021 through December 31, 2021 in an amount not to exceed \$6,350 in federal funds for actual services provided and line items budgeted ("First Amendment"). The First Amendment has not yet been executed.

It subsequently came to the Department's attention that in addition to the \$6,350 in funding allocated for the Initial Term of the Agreement, there was an additional \$8,255 in federal funding allocated for the 2020 Program period that was expended by The Loft, but never authorized by your Honorable Board. In order to retroactively add this funding to the Initial Term of the Agreement, it will be necessary to amend the April 8th Resolution to seek retroactive authorization for an intermediary amendment to the Agreement to increase the not-to-exceed

amount for the Initial Term by an additional \$8,255. Accordingly, authority is respectfully requested to amend the April 8th Resolution to *further* authorize that the Agreement be retroactively amended to increase the not to exceed amount by \$8,255, from \$6,350 to \$14,605, for actual services rendered by The LOFT during the Initial Term.

Except as otherwise specifically amended hereby, all remaining terms and conditions set forth in the April 8th Resolution and the initial Agreement shall remain in full force and effect.

Accordingly, I recommend adoption of the attached resolution.

Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 09/23/2021 - RAYMOND SCULKY, SECRETARY

RESOLUTION

UPON A COMMUNICATION FROM THE COMMISSIONER OF THE WESTCHESTER COUNTY DEPARTMENT OF SENIOR PROGRAMS AND SERVICES, be it hereby:

RESOLVED, that the Resolution approved on April 8, 2021 (the April 8th Resolution”) which authorized the County of Westchester (“County”) to amend an agreement (“Agreement”) with The LOFT: The Lesbian and Gay Community Services Center, Inc. for the provision of Senior Center Recreation and Education Services for elderly members of the Lesbian Bisexual, and Transgender Community residing in Westchester County under Title III-B of the Older Americans Act, in order to exercise the first of its four (4) one year renewal options thereunder for the period commencing on January 1, 2021 and continuing through December 31, 2021, in an amount not to exceed \$6,350 in federal funds for actual services provided and line-items budgeted, be amended to *further* authorize that the Agreement be retroactively amended to increase the not to exceed amount for the initial term by \$8,255, from an amount not-to-exceed \$6,350, to a new not to exceed amount of \$14,605 in federal funds, for actual services provided and line-items budgeted, for the initial term of January 1, 2020 through December 31, 2020; and be it further

RESOLVED, that except as otherwise specifically amended hereby, all remaining terms and conditions of the April 8th Resolution 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 hereto.

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Initial Agreement: \$6,350
 First Amendment: \$8,255
 Second Amendment: \$6,350
 Total: \$20,955

Account to be	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
charged	263	85	686V	4380	T-686	\$8,255

Budget Funding Years 2020
 (must match resolution)

Start Date 1/1/2020

End Date 12/31/2020

Funding Source

Tax Dollars: \$ 0

\$8,255
 (must match resolution)

State Aid : \$ 0

Federal Aid: \$8,255

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