



George Latimer
County Executive

Department of Social Services

Leonard G. Townes
Commissioner

89635

DATE: December 7, 2021

TO: Board of Acquisition and Contract

FROM: Leonard G. Townes
Commissioner, Department of Social Services

SUBJECT: Resolution to exempt from the Westchester County Procurement Policy and Procedures, pursuant to Section 3(a)(xxi) thereof, the procurement of an amendment to the County's agreement with each of three (3) vendors, pursuant to each of which each vendor was to provide one (1) specified zone with an Emergency Housing Assistance Program.

Authority is respectfully requested from your Honorable Board to exempt from the Westchester County Procurement Policy and Procedures, pursuant to Section 3(a)(xxi) thereof, the procurement of an amendment to each agreement (collectively, the "Amendments") between the County of Westchester (the "County") and each of the three entities specified below (collectively, the "Agreements"), pursuant to each of which each entity is currently obligated to provide the zone specified below (each a "Zone") with an Emergency Housing Assistance Program, consisting of the provision of 'emergency housing units' and related housing service to customers deemed eligible for temporary housing assistance by the Department of Social Services ("DSS"), (the "Services") for the period from January 1, 2017 through December 31, 2021, and for the respective total not-to-exceed amounts specified below:

<u>Entity</u>	<u>Zone</u>	<u>Total Not-To-Exceed Amount 1/1/17 through 12/31/21</u>
1.) Westhab, Inc. ("Westhab")	Yonkers City School District	\$20,988,513.00
2.) Community Housing Innovations, Inc. ("CHI")	Mount Vernon City School District and New Rochelle City School District	\$13,221,721.00
3.) Interfaith Council For Action, Inc. ("IFCA")	Peekskill City School District and Hendrick Hudson Central School District	\$ 3,494,424.00

Under each of the proposed Amendments, each of the Agreements would be modified by, 1.) extending its term by six (6) months, to a new expiration date of June 30, 2022; 2.) increasing its not-to-exceed amount by the amount shown below, to the new total amount shown below, to pay for the Services during the extended term; and 3.) modifying its budget in order to allocate the additional funds:

<u>Agreement with Entity</u>	<u>Increase in Not-To-Exceed Amount for the 6-Month Extension</u>	<u>New Total Not-To-Exceed Amount Through 6/30/22</u>
1.) Westhab	\$2,291,912.00	\$23,280,425.00
2.) CHI	\$1,463,810.00	\$14,685,531.00
3.) IFCA	\$ 293,446.00	\$ 3,787,870.00

The County no longer has any options remaining under any of the Agreements. However, the County has anticipated continuing to require the Services. Therefore, DSS made preparations to issue a new request for proposals, in order to procure the Services for the period beyond 12/31/21. These preparations have been greatly complicated, though, by the DSS's significant uncertainty about its level of future need for the Services, given the impact of COVID-19, the current eviction moratorium in the State of New York, and myriad other interrelated current factors affecting the level of need for emergency housing units.

DSS has determined that the exigency presented by these complicating factors and the related uncertainty has made it most logical and appropriate to seek a short-term extension of the Agreements via the proposed Amendments. DSS's expectation is that it will have significantly greater clarity about its future need for the Services over the next few months. Therefore, DSS believes that it is in the best interests of the County to extend the term of each of the Agreements by six (6) months, to a new expiration date of June 30, 2022, on the above-specified cost terms, with the intention of issuing a request for proposals for the Services for the period starting July 1, 2022.

Based upon the foregoing, it is proposed that the best interests of the County would be served by exempting from the Westchester County Procurement Policy and Procedures, pursuant to Section 3(a)(xxi) thereof, the procurement of the Amendments to the Agreements.

Accordingly, a resolution to exempt this procurement is hereby submitted for your consideration.

LGT/DK/bdm/nn

RESOLUTION

Upon a communication from the Commissioner of Social Services, be it hereby:

RESOLVED, that pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, it is hereby determined that application of the procedural requirements contained therein, including the necessity of soliciting proposals, is neither cost effective nor expedient, and accordingly, not in the best interests of the County of Westchester in connection with the procurement of an amendment to each agreement between the County of Westchester and each of the three entities specified below, pursuant to each of which each entity is currently obligated to provide a zone with an Emergency Housing Assistance Program, consisting of the provision of ‘emergency housing units’ and related housing service to customers deemed eligible for temporary housing assistance by the Department of Social Services; and be it further

RESOLVED, that the above-mentioned three agreements (collectively, the “Agreements”) that are to be amended by the amendments (collectively, the “Amendments”) are for the period from January 1, 2017 through December 31, 2021, for the respective total not-to-exceed amounts specified below, and with the three entities specified below:

<u>Entity</u>	<u>Zone</u>	<u>Total Not-To-Exceed Amount 1/1/17 through 12/31/21</u>
1.) Westhab, Inc. (“Westhab”)	Yonkers City School District	\$20,988,513.00
2.) Community Housing Innovations, Inc. (“CHI”)	Mount Vernon City School District and New Rochelle City School District	\$13,221,721.00
3.) Interfaith Council For Action, Inc. (“IFCA”)	Peekskill City School District and Hendrick Hudson Central School District	\$ 3,494,424.00

; and be it further

RESOLVED, that under each of the Amendments, each of the Agreements shall be modified by, 1.) extending its term by six (6) months, to a new expiration date of June 30, 2022; 2.) increasing its not-to-exceed amount by the amount shown below, to the new total amount shown below, to pay for the Services during the extended term; and 3.) modifying its budget in order to allocate the additional funds:

<u>Agreement with Entity</u>	<u>Increase in Not-To-Exceed Amount for the 6-Month Extension</u>	<u>New Total Not-To-Exceed Amount Through 6/30/22</u>
1.) Westhab	\$2,291,912.00	\$23,280,425.00
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