

**89665**

**DATE:** December 17, 2021

**TO:** Honorable Members of the Board of Acquisition and Contract

**FROM:** Sherlita Amler, M.D.  
Commissioner of Health

**SUBJECT:** Authorization to amend an agreement with Mount Sinai Hospital, pursuant to which Mount Sinai Hospital agreed to perform COVID-19 screening testing services for students, teachers and staff in public and private schools in grades kindergarten through grades 12 commencing on October 14, 2021 and terminating on December 31, 2021, in a total aggregate amount not to exceed \$13,430,697.00 when combined with the agreements with Mirimus, Inc. and Quadrant Biosciences, Inc., by (1) extending the term thereof from January 1, 2022 through July 31, 2022 with no increase in the not-to-exceed cap and (2) amending the rate at which Mount Sinai Hospital will be paid for the services starting January 1, 2022.

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By resolution approved on August 19, 2021 (the “August 19th Resolution”), your Honorable Board authorized the County of Westchester (the “County”), acting by and through its Department of Health, to enter into an agreement with Mount Sinai Health Systems, Inc. for COVID-19 screening testing services of students, teachers and staff in public and private schools in grades kindergarten through grades 12 for a term to commence upon execution and terminate on December 31, 2021 at the rates set forth in the August 19th Resolution for an amount not to exceed in the aggregate of \$13,430,697.00, when combined with the agreements with Mirimus, Inc. and Quadrant Biosciences, Inc., with the County having the option to renew the agreement for an additional seven (7) month period from January 1, 2022 to July 31, 2022.

By a resolution approved on September 30, 2021, your Honorable Board approved amending the August 19th Resolution to change the name of Mount Sinai Health Systems, Inc. to Mount Sinai Hospital (“Mount Sinai”).

Subsequent to the approval of the above resolutions, the County and Mount Sinai entered into the duly authorized agreement, dated October 14, 2021 (the “Agreement”).

The County now wishes to exercise its option to renew the term of the Agreement and extend the term of the Agreement to commence on January 1, 2022 and terminate on July 31, 2022 with no increase in the not to exceed cap.

In addition, the County is seeking authority to amend the Agreement to amend the rate at which Mount Sinai will be paid to perform the COVID-19 screening testing services from \$25.00 per sample to \$2.00 per test kit upon delivery and \$23.00 per sample for each sample collected, tested and reported starting January 1, 2022.

Therefore, authority is now requested of your Honorable Board to authorize the County to amend the Agreement to extend the term of the Agreement for a period to commence on January 1, 2022 and terminate on July 31, 2022 with no increase in the not-to exceed cap and to amend the rate at which Mount Sinai will be paid to perform the COVID-19 screening testing services from \$25.00 per sample to \$2.00 per test kit upon delivery and \$23.00 per sample for each sample collected, tested and reported starting on January 1, 2022.

Except for the amendments set forth above, all prices, terms, and conditions of the Agreement shall remain in full force and effect.

The proposed amendment is exempt from the Westchester County Procurement Policy pursuant to Section 3(a) viii thereof, which exempts contracts for medical and health related services.

Accordingly, the attached resolution is submitted for your consideration.

SA/ran  
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/23/2021 RAYMOND S. CUKI SECRETARY

**RESOLUTION**

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

**RESOLVED**, the County of Westchester is authorized to amend the Agreement, dated October 14, 2021, with Mount Sinai Hospital (“Mount Sinai”), for COVID-19 screening testing services for students, teachers and staff in public and private schools in grades kindergarten through grades 12 for a not to exceed amount of \$13,430,697.00, when combined with the agreements with Mirimus, Inc. and Quadrant Biosciences, Inc., (the “Agreement”), to extend the term of the Agreement for a period to commence on January 1, 2022 and terminate on July 31, 2022 with no increase in the not to exceed cap; and be it further

**RESOLVED**, that the rate at which Mount Sinai will be paid to perform the COVID-19 screening testing services is amended from \$25.00 per sample to \$2.00 per test kit upon delivery and \$23.00 per sample for each sample collected, tested and reported starting January 1, 2022; and be it further

**RESOLVED**, that except as modified herein, all prices, terms, and conditions of the Agreement shall remain in full force and effect; and be it further

**RESOLVED**, that the County Executive or his duly authorized designee is hereby authorized and empowered to execute and deliver any documents and take all actions necessary or 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
263	27	Westchester County Schools COVID-19 Testing Program (W037)	4380	G037	\$
					\$

Budget Funding Year(s): 2022 Start Date: January 1, 2022 End Date: July 31, 2022  
(must match resolution)

Funding Source: ELC Reopening Schools  
\$ \_\_\_\_\_  
(must match resolution)

Tax Dollars: \_\_\_\_\_  
State Aid: \_\_\_\_\_  
Federal Aid: \_\_\_\_\_  
Other: \_\_\_\_\_

