

**90548**

**DATE:** January 28, 2022

**TO:** Board of Acquisition and Contract

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

**RE:** Authorization to further amend an Agreement as amended by the First Amendment to the Agreement with The Execu Search Group, LLC, dated April 13, 2021, for the provision of Registered Nurses and Nurse Practitioners to be vaccinators for community flu clinics, to collect COVID test samples and test them, to serve as COVID case investigators, and to possibly administer COVID vaccines, for a term commencing upon execution and continuing for a period of one (1) year thereafter, in order to extend the agreement through June 30, 2022, for additional services to be paid at the reimbursement rates as specified in the contract with no change in the NTE amount

By a Resolution approved on November 19, 2020, Your Honorable Board authorized the County of Westchester (the "County") to enter into an agreement with The Execu Search Group, LLC ("Execu Search" or "Contractor"), pursuant to which Execu Search will provide the County's Department of Health ("WCDH") with Registered Nurses ("RNs") and Nurse Practitioners ("NPs") to be vaccinators for community flu clinics, to collect COVID test samples and test them, to serve as COVID case investigators, and to possibly administer COVID vaccines (the "Services"), for a term commencing upon execution and continuing for a period of one (1) year thereafter, in an amount not-to-exceed \$150,000, payable at rates not-to-exceed those specified in Execu Search's New York State Office of General Service's ("NYSOGS") Contract # PSC7885 (the "Agreement").

By a Resolution approved on April 8, 2021, Your Honorable Board authorized the County to amend the Agreement in order to increase the amount not-to-exceed by 450,000 for a total revised amount not-to-exceed \$600,000 for the provision of additional Services, payable at rates not-to-exceed those specified in the Agreement (the "First Amendment").

The Contractor's RNs and NPs have been vaccinators for community flu clinics, collecting COVID test samples and testing them and since late fall 2021 have been primarily assisting the WCDH in administering COVID vaccines at various community and pop-up clinics.

Therefore, the WCDH is requesting authorization to further amend the agreement, as amended by the First Amendment, in order to extend the term thereof through June 30, 2022, in order for the Contractor to provide the additional Services requested of the Contractor payable at rates not-to-exceed those specified in the Agreement, with no increase in the not-to-exceed amount.

The proposed amended Agreement will serve a public purpose in protecting the public health of County residents by ensuring that as many County residents as possible continue to be vaccinated for COVID.

The goals and objectives of the proposed amended Agreement are to provide for additional RNs and NPs that the County does not have, to continue assisting with administering COVID vaccinations.

The goals and objectives of the proposed amended Agreement will be tracked and monitored by the staff of the WCDH.

Except as expressly amended herein, all other terms and conditions of the original agreement as amended will remain unchanged.

Accordingly, the attached resolution is submitted for your consideration.

SA/RR/DC/jpg  
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 02/24/2022 - RAYMOND SCULKY, SECRETARY

## **RESOLUTION**

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

**RESOLVED**, that the County of Westchester is authorized to further amend an agreement with The Execu Search Group, LLC (“Execu Search”), dated April 13, 2021, as previously amended, pursuant to which Execu Search will provide the County with Registered Nurses (“RNs”) and Nurse Practitioners (“NPs”) to be vaccinators for community flu clinics, to collect COVID test samples and test them, to serve as COVID case investigators, and to possibly administer COVID vaccines (the “Services”) for a term commencing upon execution and continuing for a period of one (1) year thereafter (the “Agreement”), in order to extend the term of the Agreement through June 30, 2022, in order for the Contractor to provide the additional Services requested of the Contractor payable at rates not-to-exceed those specified in the Agreement, with no increase in the not-to-exceed amount; and be it further

**RESOLVED**, that except as specifically amended herein, all other terms and conditions of the original agreement will remain unchanged; and, be it further

**RESOLVED**, that this agreement is subject to County appropriations; and be it further

**RESOLVED**, that this agreement is also subject to further financial analysis of the impact of the New York State Budget (“State Budget”) proposed and adopted during the term of the agreement. The agreement shall contain a provision that the County shall retain the right, upon the occurrence of any release by the Governor of a proposed State Budget and/or the adoption of the State Budget or any amendments thereto, and for a reasonable period of time after such release(s) or adoption(s) to conduct an analysis of the impacts of any State Budget on County finances. After such analysis, the County shall retain the right to either terminate the agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to WCHCC, then WCHCC shall have the right to terminate the agreement upon reasonable prior written notice; and be it further

**RESOLVED**, that the County Executive or his duly authorized designee is hereby authorized to execute and deliver any and all documents and to take all action necessary and appropriate to effectuate the purposes hereof.

APPROVED BOARD OF ACQUISITION, COUNTY OF WESTCHESTER - RAYMOND SCURF (SECRETARY)

Original Agreement      \$150,000  
 First Amendment        \$450,000  
 Second Amendment      \$  
**This Amendment**      **\$0**  
 TOTAL                      \$600,000

Agreement #HLT20121199B

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)      2021-2022      Start Date, 12/3/21      End Date 06/30/22

Funding Source      Tax Dollars \_\_\_\_\_  
                                  State Aid \_\_\_\_\_  
**\$** \_\_\_\_\_ Federal Aid \_\_\_\_\_  
 (must match resolution)      Other \_\_\_\_\_

APPROVED BOARD OF ACQUISITION & CONTRACT 02/24/2022 - RAYMOND SCULKY, SECRETARY