

94613

DATE: July 8, 2022

TO: The Honorable Board of Acquisition and Contract

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

SUBJECT: Authority for the County of Westchester (“County”) to amend a no cost “short form” agreement with The National Foundation for the Centers for Disease Control and Prevention, Inc. for the provision of its Expanding Capacity to Address the Drug Overdose Epidemic program, in order to extend the termination date of the agreement from July 31, 2022 to July 31, 2023

On April 21, 2022, the County of Westchester, acting by and through its Department of Health (“WCDH”), entered into a no cost “short form” agreement with The National Foundation for the Centers for Disease Control and Prevention, Inc. (“CDC Foundation”) to enable the CDC Foundation to provide its Expanding Capacity to Address the Drug Overdose Epidemic program (“Program”), for the period from April 1, 2022 through July 31, 2022 (“Agreement”). The Agreement has been executed.

The parties now desire to amend the Agreement in order to extend the term thereof for one additional year. As your Honorable Board is aware, amendments to “short form” contracts which extend the term of said agreements beyond the one-year threshold for short form contracts, must first be approved by your Honorable Board. Accordingly, authority is now requested to amend the Agreement with the CDC Foundation in order to extend the termination date from July 31, 2022 to July 31, 2023.

The Agreement was authorized in accordance with the terms and conditions detailed in the “master” Memorandum of Agreement (“MOA”) approved by the Board of Acquisition and Contract on March 17, 2022. The purpose of the Agreement is to allow the CDC Foundation to further expand the County’s capacity to address the drug overdose epidemic.

The Agreement will serve a public purpose by promoting the public health, safety and welfare of County residents by providing staffing support from the CDC Foundation to assist the County to build the capacity of communities to implement overdose prevention activities.

There is a public health crisis in Westchester County and surrounding counties as well regarding opioid overuse and addiction and the severe psychological, social and health impacts it has on this vulnerable population.

The goal is to supplement the Westchester County Department of Health (“WCDH”) professional harm reduction staff with staffing provided by the CDC Foundation to empower local communities with the tools and education to prevent opioid overuse and increase response efforts. Objectives include building linkages to care and to partner with first responders and public safety to reduce the stigma of opioid overuse and empower affected individuals to seek needed care.

The goals and objectives will be tracked and monitored by WCDH harm reduction staff to ensure that CDC staffing is deployed to areas and populations most vulnerable by submitting quarterly reports to the CDC Foundation to describe how additional staff contributed to increased prevention, outreach and surveillance work.

The Agreement is exempt from the requirements of the Westchester County Procurement Policy pursuant to Sections 3(a)viii and 3(a)xvii thereof.

All other terms and conditions of the original Agreement will remain unchanged.

It is respectfully requested and recommended that your Honorable Board approve the annexed Resolution.

APPROVED BOARD OF ACQUISITION & CONTRACT - 07/21/2022 - RAYMOND SCUKY, SECRETARY

RESOLUTION

Upon a communication from the Commissioner of the Westchester County Department of Health, it is hereby:

RESOLVED, that the County of Westchester (the "County") is authorized to amend a short form Agreement with The National Foundation for the Centers for Disease Control and Prevention, Inc. ("CDC Foundation"), pursuant to which the CDC Foundation agreed to provide its Expanding Capacity to Address the Drug Overdose Epidemic program for a term commencing April 1, 2022 and continuing through July 31, 2022, at no cost to the County, in order to extend the termination date of the Agreement from July 31, 2022 through July 31, 2023; and, be it further

RESOLVED, that except as expressly amended herein, all other terms and conditions of the Agreement shall remain the same; and, be it further

RESOLVED, that the Agreement is also subject to further financial analysis of the impact of any New York State Budget (the "State Budget") proposed and adopted during the term of the Agreement. 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 a State Budget or any amendments thereto, and for a reasonable period of time after such release(s) or adoptions(s), to conduct an analysis of the impacts of any such 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 the Contractor, then the Contractor 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 any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this Resolution.

APPROVED BOARD OF ACQUISITION & CONSTRUCTION SERVICES
RAYMOND SCULL, SECRETARY

Account to be
Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Sub-unit	Object/Sub Object	Dollars
N/A					

Budget Funding Year(s)
(must match resolution)

Start Date _____ End Date _____

Funding Source

Tax Dollars _____

State Aid _____

\$ _____
(must match resolution)

Federal Aid _____

Other _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 07/21/2002 - RAYMOND SCULKY, SECRETARY