



George Latimer
County Executive

Department of Social Services

Leonard G. Townes
Commissioner

95468

DATE: August 16, 2022

TO: Board of Acquisition and Contract

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

SUBJECT: Authority to exercise the County's second one-year option under its agreement with Maximus Human Services, Inc., pursuant to which it was to provide services to the County regarding obtaining Social Security benefits for various individuals.

By a resolution approved on September 24, 2020, your Honorable Board authorized the County of Westchester (the "County") to enter into an agreement with Maximus Human Services, Inc. ("Maximus"), pursuant to which Maximus was to provide services to the County regarding obtaining Social Security benefits for various individuals (the "Services"), for an amount not-to-exceed \$500,000.00, for the period from October 1, 2020 through September 30, 2021, with the County having the sole option to extend the term of the agreement for up to three (3) additional one (1) year periods thereafter, on the same terms and conditions (the "Original Agreement"). The Original Agreement was subsequently executed.

By a resolution approved on October 14, 2021, your Honorable Board authorized the County to exercise its first one-year option under the Original Agreement and therefore amend the Original Agreement by, 1.) extending its term by one (1) year, to a new termination date of September 30, 2022, and 2.) reflecting the fact that the County would have two (2) additional one (1) year options remaining (the "First Amendment"). The First Amendment was subsequently executed.

The County continues to require the Services. Therefore, the Department of Social Services ("DSS") reviewed and analyzed the outcome-based prices (i.e., the prices paid for achieving certain outcomes) in the Original Agreement, as amended by

the First Amendment, (the "Agreement") for the second option term in order to ensure that they are reasonable. DSS's analysis found that the outcome-based prices specified in the Agreement for the second option term are reasonable, and that they are lower than those currently available in the marketplace.

It should be noted that the Agreement provided as follows with regard to its not-to-exceed amount:

"If at any point the County determines, in its sole discretion, that there exists a need for an increase in the [\$500,000.00] not-to-exceed amount, the County will seek all necessary legal approvals for such increase and, upon the receipt of all such approvals, seek to memorialize such an increase in an amendment to this Agreement."

DSS has determined that there is not currently a need for an increase in the not-to-exceed amount of the Agreement.

Therefore, the County respectfully requests authority from your Honorable Board to exercise its second one-year option under the Agreement and therefore amend the Agreement by, 1.) extending its term by one (1) year, to a new termination date of September 30, 2023, and 2.) reflecting the fact that the County will have one (1) additional one (1) year option remaining (the "Second Amendment").

Except as specifically described above, all terms and conditions of the Agreement shall remain in full force and effect.

The proposed Second Amendment will serve a public purpose by providing the County with the Services for an additional year, which will provide the continuing opportunity for both the County and potentially-eligible individuals to reap the financial benefits associated with such individuals receiving the Social Security benefits to which they are entitled.

The goal and objective of the proposed Second Amendment is to provide the County with the Services for an additional year, and thereby provide the continuing opportunity for both the County and potentially-eligible individuals to reap the financial benefits associated with such individuals receiving the Social Security benefits to which they are entitled.

The goal and objective of the proposed Second Amendment is in the best interests of the County in terms of fiscal responsibility, as receiving the Services for an additional year will provide the continuing opportunity for both the County and potentially-eligible individuals to reap the financial benefits associated with such individuals receiving the Social Security benefits to which they are entitled.

The goals and objectives of the proposed Second Amendment will be tracked and monitored by the staff of DSS.

I respectfully recommend the adoption of the attached resolution.

LGT/JE/bdm/nn

APPROVED BOARD OF ACQUISITION & CONTRACT - 09/15/2022 - RAYMOND SCULKY, SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester (the "County") is hereby authorized to exercise its second one-year option under its agreement with Maximus Human Services, Inc. ("Maximus"), pursuant to which Maximus was to provide services to the County regarding obtaining Social Security benefits for various individuals, for an amount not-to-exceed \$500,000.00, for the period from October 1, 2020 through September 30, 2022, with the County having the sole option to further extend the term of the agreement for up to two (2) additional one (1) year periods thereafter, on the same terms and conditions, (the "Agreement") and therefore amend the Agreement by, 1.) extending its term by one (1) year, to a new termination date of September 30, 2023, and 2.) reflecting the fact that the County will have one (1) additional one (1) year option remaining; and be it further

RESOLVED, that except as specifically hereby authorized to be amended, all 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 to execute any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this Resolution.

Account to be Charged/Credited:

Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
					0.00

Budget Funding Year(s): 2022-2023

Start Date: 10/01/2022 End Date: 9/30/2023
(must match resolution)

Funding Source:

Federal	0 %	CFDA#(s)			
State	0 %	State ID#(s)			
Operating/Tax Levy	0 %				
Capital	0 %				

Total NTE: 0.00

(must match resolution)