

110241

DATE: January 7, 2025

TO: Board of Acquisition and Contract

FROM: Michael Orth, MSW
Commissioner, Department of Community Mental Health

SUBJECT: Authority to amend an agreement with Family Services of Westchester, Inc., to provide various reentry support services to assist individuals returning from prison to transition back into the community, with the County having the sole option to renew the term of the agreement for up to four (4) one-year renewals terms, in order for the County to exercise the fourth (4) of its four (4) options to extend the term of the agreement for one additional year, commencing on October 1, 2024 and continuing through September 30, 2025, for an amount not-to-exceed \$250,266, pursuant to an approved budget.

By resolution # 83885 approved by your Honorable Board on April 8, 2021, the County of Westchester (the "County"), acting by and through its Department of Community Mental Health (the "Department"), was authorized to enter into an agreement (the "Agreement") with Family Services of Westchester, Inc. ("FSW"), pursuant to which FSW was to provide various reentry support services to assist individuals returning from prison to transition back into the community (the "Services"), for a term commencing on April 1, 2021 and continuing through September 30, 2021, for an amount not-to-exceed \$80,725.00, with the County having the sole option to renew the term of the agreement for up to four (4) one-year terms. The Agreement was subsequently executed.

On November 24, 2021, your Honorable Board approved resolution # 88885, authorizing the County to amend the Agreement ("First Amendment") in order for the County to exercise the first (1st) of its four (4) options to extend the term of the Agreement for one additional year, commencing on October 1, 2021 through September 30, 2022, and to increase the not to exceed amount thereof by \$156,450.00, to a new total not-to-exceed amount of \$237,175.00. The First Amendment was subsequently executed.

On November 17, 2022, your Honorable Board approved resolution # 96558, authorizing the County to amend the Agreement ("Second Amendment") in order for the County to exercise the second (2nd) of its four (4) options to extend the term of the Agreement for one additional

year, commencing on October 1, 2022 through September 30, 2023, and to increase the not to exceed amount thereof by \$156,450.00, to a new total not-to-exceed amount of \$393,625.00. The Second Amendment was subsequently executed.

On November 30, 2023, your Honorable Board approved resolution # 104592, authorizing the County to amend the Agreement (“Third Amendment”) in order for the County to exercise the third (3rd) of its four (4) options to extend the term of the Agreement for one additional year, commencing on October 1, 2023 through September 30, 2024, and to increase the not-to exceed amount thereof by \$250,266.00, to a new total not-to-exceed amount of \$643,891.00. The Third Amendment was subsequently executed.

The County now respectfully requests authority from your Honorable Board to further amend the Agreement (“Fourth Amendment”) in order for the County to exercise the fourth (4th) and last of its four (4) options in order to extend the term of the Agreement for one additional year, commencing October 1, 2024 through September 30, 2025 and to increase the not-to-exceed amount thereof by \$250,266, to a new total not-to-exceed amount of \$894,157 to be paid pursuant to an approved program budget.

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

The proposed Fourth Amendment will serve a public purpose by continuing to provide reentry support services to assist individuals returning from prison to transition back into the Westchester County communities.

The goal and objective of the proposed Fourth Amendment is to continue to assist the County in providing the reentry services necessary for the County to reinsert incarcerated individuals into the Westchester County communities.

The goals and objectives of the proposed Fourth Amendment will be tracked and monitored by the Department.

Accordingly, I respectfully recommend the adoption of the attached Resolution.

MO/mkc/

RESOLUTION

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

RESOLVED, that the County of Westchester (the “County”), acting by and through its Department of Community Mental Health (“DCMH” or “Department”), is hereby authorized to amend its agreement with Family Services of Westchester, Inc. (“FSW”), pursuant to which FSW provides various reentry support services to assist individuals returning from prison to transition back into the community, in order for the County to exercise the fourth and last of its four options to extend the term of the agreement for one additional year, commencing on October 1, 2024 and continuing through September 30, 2025, and to increase the amount not-to-exceed thereof by \$250,266, to a new total not-to-exceed amount of \$894,157 under the Agreement, to be paid pursuant to an approved program budget; and be it further

RESOLVED that all terms and conditions of the Agreement shall remain in full force and effect; and be it further

RESOLVED, that this Fourth Amendment is subject to County appropriations; and be it further

RESOLVED, that this Fourth Amendment 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 this 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 adoption(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 this Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to FSW, then FSW shall have the right to terminate the Agreement upon reasonable prior to written notice; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized to take such action and execute such documents as may be necessary and proper to effect the purposes hereof.

Account to be Charged/Credited

Original Agreement	\$ 80,725.00
First Amendment	\$ 156,450.00
Second Amendment	\$ 156,450.00
Third Amendment	\$ 250,266.00
Fourth Amendment	\$ 250,266.00

Fund	Dept	Unit	Object/ Sub/Object	Trust Account	Activity	Dollars
263	26	836Z	4380	T836	4000	250,266
263	26	836Z	9854	T836	4000	250,266

Budget Funding Year(s) 2024-2025 Start Date: October 1, 2024 End Date: September 30, 2025

(must match resolution)

Funding Source:

Tax Dollars: _____

State Aid: 250,266

Federal Aid: _____

\$250,266

Other: _____

(must match resolution)