

110170

DATE: December 19, 2024

TO: Board of Acquisition and Contract

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

SUBJECT: Authority for the County of Westchester to amend an agreement with Diamond Kerbis CPA's P.C., pursuant to which Diamond Kerbis will provide audit services to audit entities that provide or propose to provide personal care services and/or consumer directed personal care services to recipients of Medicaid, in order to exercise the first of the County's four (4) options to renew for an amount not-to-exceed \$531,742.00 to be paid pursuant to an approved budget, for the period commencing on January 1, 2025 and expiring on December 31, 2025.

By a resolution approved on March 28, 2024 ("March 28th Resolution"), your Honorable Board authorized the County of Westchester (the "County"), acting by and through its Department of Social Services ("DSS"), to enter into an agreement (the "Agreement") with Diamond Kerbis CPA's P.C. ("Diamond Kerbis"), pursuant to which Diamond Kerbis was to provide audit services to audit entities ("Vendors") that provide and propose to provide personal care services and/or consumer directed personal care services ("PCS and/or CDPAP Services") to recipients of Medicaid (the "Audit Services"), for an amount not-to-exceed \$517,140.00, payable pursuant to an approved budget, for the period from January 1, 2024 through December 31, 2024 with the County having the sole option to extend the term of the Agreement for up to four (4) additional one (1) year periods ("Option Terms"). The March 28th Resolution authorized each Option Term for the following not-to-exceed amounts for services rendered during each one (1) year period:

1st year option period (1/1/25- 12/31/25): \$531,742.00

2nd year option period (1/1/26-12/31/26): \$546,343.00

3rd year option period (1/1/27-12/31/27): \$563,144.00

4th year option period (1/1/28-12/31/28): \$579,946.00

The County requires the Audit Services and seeks authority from your Honorable Board to amend the Agreement and exercise the 1st Option Term. DSS has reviewed and analyzed the prices in the Agreement for the 1st Option Term in order to ensure that they are reasonable. DSS's analysis found that the prices specified in the

Agreement for the 1st Option Term are reasonable, and that they are lower than those currently available in the marketplace.

Accordingly, the County respectfully requests authority from your Honorable Board to exercise its 1st Option Term under the Agreement and amend the Agreement in order to, 1.) extend the term by one (1) year, to a new termination date of December 31, 2025; 2.) increase the not-to-exceed amount by \$531,742.00, to a new total not-to-exceed amount of \$1,048,882.00, to pay for the services rendered during the 1st Option Term, and payable as specified in the Agreement for the 1st Option Term; and 3.) reflect the fact that the County will have three (3) one (1) year options remaining under the Agreement (the "First Amendment," DSS7008-A-24).

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

The proposed First Amendment will serve a public purpose by providing the County with the Audit Services, which are necessary to audit current and prospective Vendors of PCS and/or CDPAP Services in 2025.

The goal and objective of the proposed First Amendment is to provide the County with the Audit Services, which are necessary to audit current and prospective Vendors of PCS and/or CDPAP Services in 2025.

The goal and objective of the proposed First Amendment is in the best interest of the County in terms of fiscal responsibility, as receiving the Audit Services in 2025 will enable the County to both analyze the expenditures of current Vendors and evaluate prospective Vendors, thereby helping to ensure that the Vendors that provide PCS and/or CDPAP Services are conducting themselves properly and are financially stable.

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

I respectfully recommend the adoption of the attached Resolution.

LGT/mcz

RESOLUTION

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

RESOLVED, that the County of Westchester (the "County"), acting by and through its Department of Social Services, is hereby authorized to amend its agreement (the "Agreement") with Diamond Kerbis CPA's P.C. ("Diamond Kerbis"), pursuant to which Diamond Kerbis agreed to provide audit services to audit entities that provide and propose to provide personal care services and/or consumer directed personal care services to recipients of Medicaid, in order to exercise the County 1st of four options (DSS7008-A-24) to renew and amend the Agreement by, 1.) extending the term thereof by one (1) year, to a new termination date of December 31, 2025; 2.) increasing the not-to-exceed amount thereof by \$531,742.00, to a new total not-to-exceed amount of \$1,048,882.00, to pay for the services during the first option term, and payable as specified in the Agreement for the First Option Term; and 3.) reflecting the fact that the County will have three (3) one (1) year options remaining under the Agreement; and be it further

RESOLVED, that except as specifically amended hereby, 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.

APPROVED BOARD OF ACQUISITION & CONTRACT - 01/16/2025 - RAYMOND S. DUKAKIS, SECRETARY

1. Account to be Charged/Credited:

Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
101	22	8900	5650		\$531,742.00

2. Budget Funding Year(s):

Start Date: January 1, 2025
(must match resolution)

End Date: December 31, 2025

3. Funding Source:

Federal	50%	CFDA#(s)	93.778		
State	50%	State ID#(s)			
Operating/Tax Levy	N/A				
Capital	N/A				

4. Total NTE: \$531,742.00
(must match resolution)

APPROVED BOARD OF ACQUISITION & C
01/16/2025 - RAYMOND SCULKY, SECRETARY