

[92971]

May 2, 2022

TO: Honorable Members

Board of Acquisition and Contract

FROM: Michael Orth, MSW

Commissioner, Department of Community Mental Health

SUBJECT: Authority to:

- 1) enter into an agreement with the United States Department of Housing and Urban Development in order to accept a grant in the amount of \$9,819,022 under its Continuum of Care Program in support of the Rental Assistance Project, for the provision of permanent supportive housing for homeless or formerly homeless adults with one or more disabilities including mental illness and/or chemical dependency disorders, for the period from March 1, 2022 through February 28, 2023;
- 2) enter into six (6) sub-recipient agreements with the agencies listed below for the provision of permanent supportive housing for homeless or formerly homeless adults with one or more disabilities including mental illness and/or chemical dependency disorders, under the HUD's Continuum of Care - Rental Assistance Project, for the period from March 1, 2022 through February 28, 2023, in a total aggregate amount not-to-exceed \$9,629,366, in the individual amounts set forth.

Authority is respectfully requested from your Honorable Board, for the County of Westchester ("County"), acting by and through its Department of Community Mental Health (the "Department") to enter into an agreement (the "Grant Agreement") with the United States Department of Housing and Urban Development ("HUD") in order to accept a grant in the amount of \$9,819,022 (the "Grant"), under the HUD's Continuum of Care Program in support of the Rental Assistance Project, for the provision of permanent supportive housing for homeless or formerly homeless adults with one or more disabilities including mental illness and/or chemical dependency disorders, for the period from March 1, 2022 through February 28, 2023.

I certify that my department, a) has copies of, or access to, all applicable laws, rules, regulations, grant applications, and grant agreements (including any master grant agreement), as well as any guidance or instructions received from the agency making the grant (the "Grant Terms"), b) has reviewed the Grant Terms, c) is aware of and understands all of the Grant Terms, and d) can and will comply with all of the Grant Terms.

Authority is also requested from your Honorable Board for the County, acting by and through the Department, to enter into six (6) sub-recipient agreements with the agencies listed below for the provision of permanent supportive housing for homeless or formerly homeless adults with one or more disabilities including mental illness and/or chemical dependency disorders, each for a term commencing on March 1, 2022 and continuing through February 28, 2023, in a total aggregate amount not-to-exceed \$9,629,366, in the individual amounts set forth below:

Sub-recipient/Agency	No. of Units	Total Amount Not-to-Exceed 3/01/22 – 2/28/23
Human Development Services of Westchester, Inc.	140	\$3,121,376
Lexington Center for Recovery, Inc.	78	\$1,595,499
Lifting Up Westchester, Inc.	52	\$888,785
Westhab, Inc.	110	\$2,120,587
The Guidance Center of Westchester, Inc.	34	\$666,998
The Mental Health Association of Westchester, Inc.	70	\$1,236,121
TOTAL	484	\$9,629,366

The Agencies will be reimbursed against actual expenses in accordance with the applicable regulations prescribed by HUD.

It should be noted that of the total amount of \$9,819,022 in Grant funds that the HUD will provide to the County under the Grant Agreement, \$189,656 will be retained by the County to cover County's administration costs associated with the Grant.

The FY2021 Continuum of Care Notice of Funding Opportunity released by HUD encouraged grantees to consolidate renewal grants through the FY2021 project applications. This HUD's consolidation recommendation was intended to simplify project administration & reporting without affecting the amount or quality of services provided to needed project participants. Therefore, in connection with such HUD's recommendation, the County's FY2021 Continuum of Care Rental Assistance Project Application consolidated four separate existing HUD projects, namely Rental Assistance Project, Vet Home 03, Issan House and HIV Rental Assistance, into the HUD's Rental Assistance Project, even though the HIV Rental Assistance Project will continue to operate until its current expiration date of September 30, 2022.

The proposed sub-recipient agreements will serve a public purpose by providing permanent supportive housing for homeless or formerly homeless adults with disabilities (primarily those with serious mental illness and/or chronic problems with alcohol and/or drugs) and their families who are or used to living in places not intended for human habitation (e.g., streets), drop-ins or in emergency shelters.

The goals and objectives of the proposed sub-recipient agreements are to provide housing and supportive services on a long-term basis for homeless or formerly homeless persons with disabilities, (primarily those with serious mental illness and/or chronic problems with alcohol and/or drugs) and their families who are or used to living in places not intended for human habitation (e.g., streets), drop-ins or in emergency shelters.

The goals and objectives of the proposed sub-recipient agreements are in the best interests of the County in terms of fiscal responsibility and public health and safety, as those that are in need of housing will be able to find or keep housing that is in a safe and secure environment and not in the streets. This will assist those in transition to find affordable housing and lead productive lives in Westchester County.

The goals and objectives of the proposed sub-recipient agreements will be tracked and monitored by the Department by requiring the housing providers to complete the HUD Annual Progress Report (APR). Performance of the six (6) agencies is tracked using the following two outcomes:

- Increased residential stability
- Increased skill level and/or income

Because the Grant Agreement is for the acceptance of funds, the Grant Agreement does not constitute a procurement and as such it is not subject to the requirements of the County of Westchester Procurement Policy and the Common Grant Rules. In addition, since the agencies were approved by HUD as sub-recipients through the approval of the County's application process and are approved sub-recipients under the Grant Agreement, the proposed sub-recipient agreements may be entered on a non-competitive basis because HUD, the awarding

agency, authorized such noncompetitive awards pursuant to 24 CFR 92.36(d)(4). Lastly, the proposed sub-recipient agreements are also exempt from the Westchester County Procurement Policy, pursuant to Section 3(a)(xiv) thereof regarding providing aid, care and support to persons in need of public assistance.

Thank you for your consideration of this matter.

MO/TP

Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/05/2022 - RAYMOND SCULKY, SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester ("County") is authorized to enter into an agreement with the United States Department of Housing and Urban Development ("HUD") to accept a grant in the amount of \$9,819,022 under the HUD's Continuum of Care Program in support of the Rental Assistance Project, to provide permanent supportive housing for homeless or formerly homeless adults with one or more disabilities including mental illness and/or chemical dependency disorders, for the term commencing on March 1, 2022 and continuing through February 28, 2023, and be it further

RESOLVED, that the County is authorized to enter into six (6) agreements with the agencies listed below for the provision of permanent supportive housing for homeless or formerly homeless adults with one or more disabilities including mental illness and/or chemical dependency disorders, for the term commencing on March 1, 2022 and continuing through February 28, 2023, in a total aggregate amount not-to-exceed \$9,629,366, in the individual amounts set forth below:

Sub-recipient Agency	No. of Units	Total Amount Not-to-Exceed 3/01/22 – 2/28/23
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The Mental Health Association of Westchester, Inc.	70	\$1,236,121
TOTAL	484	\$9,629,366

; and be it further

RESOLVED, that the County will retain \$189,656 of the grant funds to cover administration costs incurred by the County associated with the administration of the Grant; and be it further

RESOLVED, that the County Executive or his duly authorized designee be and hereby is authorized and empowered to take such actions and execute such documents as may be necessary and appropriate to effectuate the purposes hereof.

Account to be
Charged/credited

	Fund	Dept	Major Program, Program & Phase Or Unit	Object/Sub Object	Trust Account	Dollars
	263	26	490X	4380	T490	9,629,366
2022	101	26	2000	1010		118,536
2023	101	26	2000	1010		23,706
	263	26	522X	Various	T522	39,512
	263	26	522Y	Various	T522	7,902
	263	26	490X	9852	T490	9,629,366
2022	101	26	2000	9818		118,536
2023	101	26	2000	9818		23,706
	263	26	522X	9852	T522	39,512
	263	26	522Y	9852	T522	7,902

Budget Funding Year(s) 2022-2023 Start Date: March 1, 2022 End Date: February 28, 2023
(must match resolution)

Funding Source: Tax Dollars \$ _____
State Aid \$ _____
Federal Aid \$ 9,819,022
Other _____
\$9,819,022
(must match resolution)