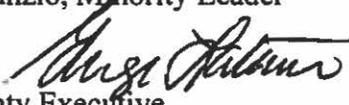


October 14, 2022

TO: Hon. Catherine Borgia, Chair  
Hon. Nancy Barr, Vice Chair  
Hon. Christopher Johnson, Majority Leader  
Hon. Margaret Cunzio, Minority Leader

FROM: George Latimer   
Westchester County Executive

RE: Message Requesting Immediate Consideration: Act - Amending Grant Agreements with NYSOFA.

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This will confirm my request that the Board of Legislators allow submission of the referenced communication to be submitted to the Board of Legislators October 17, 2022 Agenda.

Transmitted herewith for your review and approval is an Act which, if adopted, would authorize the County of Westchester (the "County"), acting by and through its Department of Senior Programs and Services (the "Department"), to retroactively amend grant agreements (the "Grant Agreements") with the New York State Office for the Aging ("NYSOFA"), which provided the County with funding under the Community Services for the Elderly Program ("CSE") and the Unmet Need Program ("UNMET NEED").

Therefore, since this communication is of the utmost importance, it is respectfully submitted that the County Board of Legislators accepts this submission for October 17, 2022 "blue sheet" calendar.

Thank you for your prompt attention to this matter.

George Latimer  
County Executive

October 12, 2022

Westchester County Board of Legislators  
800 Michaelian Office Building  
White Plains, New York 10601

Dear Honorable Members of the Board of Legislators:

Transmitted herewith for your review and approval is an Act which, if adopted, would authorize the County of Westchester (the "County"), acting by and through its Department of Senior Programs and Services (the "Department"), to retroactively amend grant agreements (the "Grant Agreements") with the New York State Office for the Aging ("NYSOFA"), which provided the County with funding under the Community Services for the Elderly Program ("CSE") and the Unmet Need Program ("UNMET NEED"), for a term commencing retroactive to April 1, 2022 and continuing through March 31, 2023, by increasing the amount of CSE funding by \$44,951 and the amount of UNMET NEED funding by \$85,000.

By way of background, on April 25, 2022 by Act No. 39-2022, your Honorable Board authorized the County, *inter alia*, to enter into various grant agreements with NYSOFA to accept grant funds made available to the County from New York State under the CSE and UNMET NEED programs, among others. NYSOFA recently informed the Department that it has increased funding for the April 1, 2022 through March 31, 2023 term for the CSE grant by \$44,951 and for the UNMET NEED grant by \$85,000. In order for the County to receive the additional funding, it will be necessary to retroactively amend the CSE and UNMET NEED Grant Agreements, as follows:

	CSE	UNMET NEED
Original Grant Amount	\$1,575,319	\$951,658
Amount of increase	+\$44,951	+\$85,000
Amended Grant Amount	\$1,620,270	\$1,036,658

The additional funds under the CSE grant will be retained by the Department for direct services to seniors. Of the \$85,000 in additional UNMET NEED funds, \$43,222 will be utilized to increase funding under existing agreements with various home-care agencies, which agreements are not IMAs and as such do not require approval by your Honorable Board to amend. The additional \$41,778 in UNMET NEED funds will be retained by the Department to provide direct services to seniors.

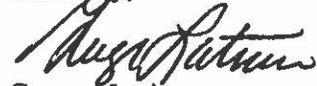
Except as specifically amended hereby, all remaining terms and conditions contained in the CSE and UNMET NEED Grant Agreements shall remain in full force and effect upon the parties.

The Planning Department has advised that based on its review, the proposed amendments to the CSE and UNMET NEED Grant Agreements with NYSOFA do not meet the definition of an "action" under the State Environmental Quality Review Act, 6 NYCRR part 617. As such, no

environmental review is required. Please refer to the memorandum from the Department of Planning dated January 14, 2022, which is on file with the Clerk of the Board of Legislators.

The proposed Grant Agreements with NYSOFA are intended to benefit the County by assisting in the provision of grant-funded services to its residents. Accordingly, I believe amending these Grant Agreements to increase funding is in the best interest of the County and, therefore, recommend your favorable action on the annexed proposed Act.

Sincerely,

A handwritten signature in cursive script, appearing to read "George Latimer".

George Latimer  
County Executive

GL/MC/SJ/jg  
Attachments

**HONORABLE BOARD OF LEGISLATORS  
THE COUNTY OF WESTCHESTER**

Your Committee is in receipt of a communication from the County Executive recommending the approval of an Act which, if adopted, would authorize the County of Westchester (the “County”), acting by and through its Department of Senior Programs and Services (the “Department”), to retroactively amend grant agreements (the “Grant Agreements”) with the New York State Office for the Aging (“NYSOFA”) which provided the County with funding under the Community Services for the Elderly Program (“CSE”) and the Unmet Need Program (“UNMET NEED”), for a term commencing retroactive to April 1, 2022 and continuing through March 31, 2023, by increasing funding under the CSE grant by \$44,951 and under the UNMET NEED grant by \$85,000

Your Committee is advised that on April 25, 2022 by Act No. 39-2022 (the “Act”), your Honorable Board authorized the County, *inter alia*, to enter into various grant agreements with NYSOFA to accept grant funds made available to the County from New York State under the CSE and UNMET grant programs, among others. NYSOFA recently informed the Department that it has increased funding for the April 1, 2022 through March 31, 2023 term for the CSE grant by \$44,951 and for UNMET NEED grant by \$85,000. In order for the County to receive the additional funding, it will be necessary to retroactively amend the CSE and UNMET NEED Grant Agreements, as follows:

	CSE	UNMET NEED
Original Grant Amount	\$1,575,319	\$951,658
Amount of increase	+\$44,951	+\$85,000
Amended Grant Amount	\$1,620,270	\$1,036,658

Your Committee is advised that the additional funds under CSE will be retained by the Department to provide direct services to seniors. Of the \$85,000 in additional UNMET NEED funds, \$43,222 will be utilized to increase funding under existing agreements with various home-care agencies, which agreements are not IMAs and as such do not require approval by your Honorable Board to amend. The additional \$41,778 in UNMET NEED funds will be retained by the Department to provide direct services to seniors.

Except as specifically amended hereby, all remaining terms and conditions contained in the Grant Agreements shall remain in full force and effect upon the parties.

The Planning Department has advised that based on its review, the proposed amendments to the CSE and UNMET NEED Grant Agreements with NYSOFA do not meet the definition of an “action” under the State Environmental Quality Review Act, 6 NYCRR part 617. As such, no environmental review is required. Please refer to the memorandum from the Department of Planning dated January 14, 2022, which is on file with the Clerk of the Board of Legislators.

Your Committee has been advised that the passage of the attached Act requires an affirmative vote of a majority of the members of your Honorable Board.

Your Committee believes that amending the Grant Agreements to increase funding is in the best interest of the County and, therefore, recommends your Honorable Board’s favorable action on the annexed proposed Act.

Dated: \_\_\_\_\_, 2022  
White Plains, New York

**COMMITTEE ON**

# FISCAL IMPACT STATEMENT

SUBJECT: CSE     NO FISCAL IMPACT PROJECTED

## OPERATING BUDGET IMPACT

(To be completed by operating department and reviewed by Budget Department)

A)  GENERAL FUND     AIRPORT     SPECIAL REVENUE FUND (Districts)

### B) EXPENSES AND REVENUES

Total Current Year Cost    \$ 2155439

Total Current Year Revenue \$ 1620270

Source of Funds (check one):     Current Appropriations

Transfer of Existing Appropriations     Additional Appropriations     Other (explain)

Identify Accounts: 101-24-4957

263-85-T047

Potential Related Operating Budget Expenses:    Annual Amount \$ 535169

Describe: County Match Funds

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Potential Related Revenues:    Annual Amount \$ 1620270

Describe: Funding received from the New York State Office for the Aging for Community Services for the Elderly.

\_\_\_\_\_

### Anticipated Savings to County and/or Impact on Department Operations:

Current Year:    The Department would not be able to provide Case Management, Information & Assistance; Senior Center Recreation & Education, Health Promotion, Transportation, Food Stamp, Counseling and volunteer programs to seniors in Westchester County.

Next Four years:

Estimated to be same as above each year.

\_\_\_\_\_  
\_\_\_\_\_

Prepared by: Sandra Brown



Reviewed By: 

Budget Director

Title:    Director of Program Development II

Department: Senior Programs & Svcs.

10/14/22

If you need more space, please attach additional sheets.

# FISCAL IMPACT STATEMENT

SUBJECT: UNMET     NO FISCAL IMPACT PROJECTED

## OPERATING BUDGET IMPACT

(To be completed by operating department and reviewed by Budget Department)

A)  GENERAL FUND     AIRPORT     SPECIAL REVENUE FUND (Districts)

### B) EXPENSES AND REVENUES

Total Current Year Cost    \$ 1036658

Total Current Year Revenue \$ 1036658

Source of Funds (check one):     Current Appropriations

Transfer of Existing Appropriations

Additional Appropriations

Other (explain)

Identify Accounts: 263-85-T1006

Potential Related Operating Budget Expenses:    Annual Amount \$ 0

Describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Potential Related Revenues:    Annual Amount \$ 1036658

Describe: Funding received from the New York State Office for the Aging to provide unmet need services to the Elderly.

### Anticipated Savings to County and/or Impact on Department Operations:

Current Year:    The Department would not be able to provide In Home Services, Case Management, Sr. Rec and Ed, Transportation, and InHome Contact & Support to seniors in Westchester.

### Next Four years:

Estimated to be same as above each year.

Prepared by: Sandra Brown

Title:    Director of Program Development II

Department: Senior Programs & Svcs.

Reviewed By: 

Budget Director

10/12/22

If you need more space, please attach additional sheets.

**ACT NO. – 2022**

**AN ACT** authorizing the County of Westchester to retroactively amend 2022 - 2023 grant agreements with the New York State Office for the Aging under the Community Services for the Elderly Program (“CSE”) and the Unmet Need Program (“UNMET NEED”) by increasing the CSE funding by \$44,951 and the UNMET NEED funding by \$85,000.

**NOW, THEREFORE, BE IT ENACTED** by the Board of Legislators of the County of Westchester as follows:

**Section 1.** The County of Westchester (the “County”), acting by and through its Department of Senior Programs & Services, is hereby authorized to retroactively amend grant agreements (the “Grant Agreements”) with the New York State Office for the Aging (“NYSOFA”) which provided the County with funding under the Community Services for the Elderly Program (“CSE”) and the Unmet Need Program (“UNMET NEED”), for a term commencing retroactive to April 1, 2022 and continuing through March 31, 2023, by increasing the CSE funding by \$44,951 and the UNMET NEED funding by \$85,000, as set forth below:

	CSE	UNMET NEED
Original Grant Amount	\$1,575,319	\$951,658
Amount of increase	+\$44,951	+\$85,000
Amended Grant Amount	\$1,620,270	\$1,036,658

§2. Except as specifically amended hereby, all remaining terms and conditions set forth in the Grant Agreements shall remain in full force and effect upon the parties.

§3. This Act shall take effect immediately.