



Travis County Commissioners Court Agenda Request

Meeting Date: August 20, 2013

Prepared By/Phone Number: Michael Long, 854 4850; Marvin Brice, 854 9765

Elected/Appointed Official/Dept. Head: Cyd Grimes

Commissioners Court Sponsor: Judge Biscoe

Agenda Language: Approve Modification No. 2 to Contract No. 4400000861, Family Eldercare, for Guardianship Services.

- **Purchasing Recommendation and Comments:** Purchasing concurs with department and recommends approval of requested action. This procurement action meets compliance requirements as outlined by the statutes.

Contract No. 4400000861 allows Travis County to provide personal and professional services for the care of indigents and other qualified recipients and provide for public health, education and informative services.

Modification No. 2 will renew the contract for an additional one-year term, beginning October 1, 2013 and terminating September 30, 2014 ("2014 Renewal Term").

Funding will be agreed upon by the Commissioners Court and Contractor during the budget process relating to the 2014 Renewal Term and will be an amount not to exceed Five Hundred Forty-five Thousand, Five Hundred and Ninety-Eight Dollars (\$545,598.00).

Modification No. 1 ratified the provisions of services under the terms of the FY'13 renewal from October 1, 2012 through the date of execution of the FY'13 renewal.

- **Contract Expenditures:** Within the last 12 months \$545,498.00 has been spent against this contract.
- **Contract-Related Information:**
 - Award Amount: \$478,999.00
 - Contract Type: Professional Service
 - Contract Period: September 11, 2011 – September 30, 2012

AGENDA REQUEST DEADLINE: All agenda requests and supporting materials must be submitted as a pdf to agenda@co.travis.tx.us by Tuesdays at 5:00 p.m. for the next week's meeting.

➤ **Contract Modification Information:**

Modification Amount: \$545,498.00

Modification Type: Professional Service

Modification Period: October 1, 2013 – September 30, 2014

➤ **Funding Information:**

Shopping Cart in SAP:

Funding Account(s):* \$466,598 from cost center 1250010001

*\$79,000 from guardianship fee fund, cost center 1250010132

*Contingent upon approval from Commissioners Court during the budget process for FY'14.

Comments:

MODIFICATION OF CONTRACT NUMBER: 4400000861(PS980044LB)

Guardian Services

ISSUED BY: PURCHASING OFFICE PO BOX 1748 AUSTIN, TX 78767	PURCHASING AGENT ASST: Michael Long TEL NO: (512) 854-4850 FAX NO: (512) 854-9185	DATE PREPARED: July 24, 2013
ISSUED TO: Family Eldercare Attn: Joyce Pohlman, Contract Mgr 1700 Rutherford Lane Austin, TX 78754	MODIFICATION NO.: <p style="text-align: center;">2</p>	EXECUTED DATE OF ORIGINAL CONTRACT: September 11, 2011

ORIGINAL CONTRACT TERM DATES: 9/11/11-9/30/12 CURRENT CONTRACT TERM DATES: 10/1/13-9/30/14

FOR TRAVIS COUNTY INTERNAL USE ONLY:
 Original Contract Amount: \$ 478,999.00 Current Modified Amount \$ 545,598.00 (FY'14).

DESCRIPTION OF CHANGES:

The above referenced contract is hereby modified to reflect the following change, as well as those more completely set forth in the attachment:

- Pursuant to section 2.2, the term of the Contract has been extended for an additional period of one year, from October 1, 2013 through September 30, 2014. (the FY 14 Renewal Term").

Except as provided herein, all terms, conditions, and provisions of the document referenced above as heretofore modified, remain unchanged and in full force and effect.

Note to Vendor/City:
 Complete and execute (sign) your portion of the signature block section below for all copies and return all signed copies to Travis County.
 DO NOT execute and return to Travis County. Retain for your records.

LEGAL BUSINESS NAME: <u>Family Eldercare, Inc.</u> BY: <u>[Signature]</u> SIGNATURE	<input type="checkbox"/> DBA <input checked="" type="checkbox"/> CORPORATION <input type="checkbox"/> OTHER
BY: <u>Angela Atwood</u> PRINT NAME TITLE: <u>Chief Executive Officer</u> ITS DULY AUTHORIZED AGENT	DATE: <p style="text-align: center;">8/5/13</p>

TRAVIS COUNTY, TEXAS BY: <u>[Signature]</u> CYD V. GRIMES, C.P.M., CPPO, TRAVIS COUNTY PURCHASING AGENT	DATE:
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TRAVIS COUNTY, TEXAS BY: <u>SAMUEL T. BISCOE, TRAVIS COUNTY JUDGE</u>	DATE:
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**RENEWAL OF CONTRACT BETWEEN
TRAVIS COUNTY AND
FAMILY ELDERCARE, INC.
For Guardianship Services**

This renewal of written instrument ("FY2014 Renewal") is entered into by the following parties: Travis County, a political subdivision of the state of Texas ("County"), and Family Eldercare, a non-profit organization ("Contractor").

RECITALS

The Travis County Commissioners Court approved and the County Judge executed a contract with Contractor effective September 20, 2011, and terminating September 30, 2012 ("Contract").

Contractor agreed to provide services and activities for indigent and other qualified recipients in accordance with the terms of the Contract, including the attachments thereto, during any approved Contract period.

The Contract provided for renewal and/or amendment of the Contract by written agreement of the Parties; and County and Contractor desire to renew the Contract for an additional one-year term.

In order to renew the Contract for an additional one-year term, and in consideration of the mutual benefits to be received through that renewal, County and Contractor agree as follows:

1.0 AGREEMENT PERIOD

1.1 FY 2014 Renewal Term. The Parties agree to renew the Contract for an additional one-year term, beginning October 1, 2013, and terminating September 30, 2014 ("2014 Renewal Term").

2.0 CONTRACT FUNDS

2.1 Maximum Funds. The Parties agree that the maximum amount of County Funds provided under the Contract, as amended, for the 2014 Renewal Term will be: an amount not to exceed Five Hundred Forty-five Thousand, Five Hundred and Ninety-Eight Dollars (\$545,598.00) with the monthly payment amount equal to 1/12 of the total Maximum Funds set forth in this Section 2.1. Maximum Funds for future Renewal Terms will be as agreed to by the Commissioners Court and the Contractor during the budget process relating to that Renewal Term.

3.0 CONTRACT TERMS

3.1 General Terms. The Parties agree that any terms not specifically changed in this FY2014 Renewal will remain in full force and effect as set forth in the Contract.

4.0 INCORPORATION

4.1 County and Contractor hereby incorporate this FY2014 Renewal into the Contract and hereby incorporate the Contract into this FY2014 Renewal for the purposes of interpretation of both. Except for the changes made in this FY2014 Renewal, County and Contractor hereby ratify all terms and conditions of the Contract as amended. The Contract, as amended, with the changes made in this FY2014 Renewal, constitutes the entire agreement between the Parties and supersedes any prior undertaking or written or oral agreements or representations between the Parties.

5.0 EFFECTIVE DATE

5.1 This FY2014 Renewal shall be effective October 1, 2013, when fully executed by County and Contractor.

Purchasing Office Information Request for FY14 Contracts
Department Name: Probate Court

Description of Item/Service/Project	Current Vendor (if applicable)	Date Needed by	Dollar Value to be contracted in FY14	Check if contract is in place
Family Eldercare guardianship contract	Family Eldercare	whatever your timetable is	\$545,598.00	X (but need to renew for FY14)

Contract No. 4400000861 allows Travis County to provide personal and professional services for the care of indigents and other qualified recipients and provide for public health, education, and informative services.

The Contract provided for renewal and/or amendment of the Contract by written agreement of the Parties.

For FY14, the Probate Court seeks ~~to ratify~~ the FY13 modification, for the period from October 1, 2013 through September 30, 2014.

Contract-Related Information as Modified in FY13:

Award Amount: \$545,598.00
 Contract Type: Professional Service
 New Contract Period: October 1, 2013 – September 30, 2014

Funding Information:

\$466,598 from general fund, cost center 1250010001
 \$79,000 from guardianship fee fund, cost center 1250010132

Prepared by Christy Nisbett, 854-9559