

11151

May 1, 2010

TO: Board of Acquisition and Contract

FROM: Kevin Cheverko  
Acting Commissioner of Correction

RE: Resolution authorizing the County Of Westchester to amend its Agreement with St. John's Riverside Hospital to provide a comprehensive chemical dependence treatment program to male and female chemically dependent inmates while incarcerated at the Westchester County correctional facility by increasing the amount not to exceed from \$600,000.00 Dollars to a new not-to-exceed amount of \$631,917.00. This will be a \$31,917.00 increase.

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Authority is requested for the County of Westchester (the "County") to amend an agreement with St. John's Riverside Hospital ("St. John's"), to provide a comprehensive chemical dependence treatment program to male and female chemically dependent inmates while incarcerated at the County's correctional facility by increasing the not-to-exceed amount from Six Hundred Thousand (\$600,000.00) Dollars to a new total not-to-exceed amount of Six Hundred Thirty One Thousand Nine Hundred Seventeen (\$631,917.00) dollars, an increase of \$31,917.00 pursuant to an approved budget.

The increased costs resulted from St. Johns' not considering the negotiated salary increases in the contract budget. Additionally, the vendor failed to include an additional pay period in 2009 when it prepared its 2009 budget. Finally, there was a delay in transferring a staff member out of the 2009 Solutions Program and into the 2009 RSVP program.

This amendment will allow the County to reimburse St. John's Riverside Hospital for the total 2009 costs incurred for the Solutions program. The Department of Correction will pay this additional expense with money from the remaining balance in the RSVP program. The RSVP contract is paid from the Inmate Trust Fund; therefore there will be no additional operational costs to the County.

St. John's was selected to provide the services under the proposed agreement because of their prior experience with the inmate population relating to drug treatment.

The County's prior agreement with St. John's for these services expired on December 31, 2008.

The *public is best served* by this contract in that the program impacts public safety because there is a high correlation between drug use and criminal activity. By treating addiction we subsequently reduce the incident of crime in the community. DOC 2007 recidivism report concluded that male inmates who participated in the Solutions program have a lower risk of returning to jail. The 2003-2005 recidivism study showed that "the survival for male Solutions was 9% better than non-Solutions inmates at the end of the first 12 months and 16% better by the end of three years."

The *goals and objectives* of the proposed agreement are to address the unique needs of both male and female chemically dependent inmates through education on addiction, recovery and transition back into the community.

1. Provide education about addiction and recovery and the relationship to functional life areas
2. Inmate learning of the tools and strategies necessary for recovery from addiction and breaking the cycle of arrest and incarceration
3. Provision of quality addiction treatment services with an emphasis on relapse prevention
4. Improved conduct and program participation while an inmate at WCDoc
5. Successful transition to community and reduction in risk for relapse and recidivism

The provision of comprehensive chemical dependence treatment services to the inmate population has proven effective in improving sobriety and reducing recidivism after discharge. This program will have a positive financial impact and promote public safety for the County and its communities.

The substance abuse treatment provided by the Solutions program at DOC is an important component of the offender's ability to successfully transition back to the community. Substance abuse treatment is a key fundamental component in achieving criminal behavioral change. Substance abuse is often the factor in criminal activity. Approximately 50% of our incarcerated population has been diagnosed with an addiction. Combining prison and community based treatment for drug addiction offenders reduces the risk of both recidivism and drug related criminal behavior and relapse to drug use.

If we did not have the Solutions program here at DOC we would not be able to treat these offenders and they would return to the community without any substance abuse treatment. This would result, more often than not, in offenders continuing to abuse drugs which would lead to drug-related crimes and ultimately re-arrest.

The Department will *track and monitor* the contract by conducting quarterly program evaluations. Additionally an annual report will be completed to determine program effectiveness and the achievement of the stated goals and objectives.

This agreement is exempt from the requirements of the Westchester County Procurement Policy pursuant to Section 3(a)(xvii).

Accordingly, approval of the attached resolution is most respectfully requested.

KC/mlg  
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 5-20-2010 - JOMARY VIEIRA, SECRETARY

## RESOLUTION

Upon a communication from the Acting Commissioner of Correction, be it hereby

**RESOLVED**, that the County of Westchester, acting by and through its Department of Correction, is authorized to amend its Agreement with St. John's Riverside Hospital to provide a comprehensive chemical dependence treatment program to male and female chemically dependent inmates while incarcerated at the Westchester County correctional facility (the "Agreement") by increasing the amount not to exceed by \$31,917.00 from \$600,000.00 to a new not-to-exceed amount of \$631,917.00; and be it further

**RESOLVED** that all other terms and conditions of the Agreement remain the same; and be it further

**RESOLVED** that this Agreement is subject to County appropriations; and be it further

**RESOLVED** that this Agreement 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 the Hospital, then the Hospital shall have the right to terminate this Agreement upon reasonable prior written notice; and be it further

**RESOLVED**, that the County Executive or his authorized designee is hereby authorized to execute any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this Resolution.

Account to be Charged/credited	1Fund	Agency	Capital Project Or Org	Object/ Sub Object	Trust Account	Dollars
	711	35	011J	4380	T011	\$31,917

Budget Funding Year(s) 2009 Start Date 01/01/2009 End Date 12/31/2009  
 (must match resolution)

\$31,917

Funding Source      Tax Dollars \_\_\_\_\_  
                                  State Aid \_\_\_\_\_  
                                  Federal Aid \_\_\_\_\_  
                                  Other   X   \_\_\_\_\_

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