

19694

To: Honorable Members
Board of Acquisition and Contract

From: Kunjlata Ashar, M.D.
Acting Pathologist/Medical Examiner

Date: June 10, 2011

Re: **RESOLUTION AUTHORIZING THE COUNTY OF WESTCHESTER TO EXTEND AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES IN AN AMOUNT NOT TO EXCEED \$600,000.00 IN STATE FUNDS FOR THE DEPARTMENT OF LABORATORIES AND RESEARCH TO OPERATE THE DNA 30 DAY TURNAROUND PROGRAM FOR THE PERIOD JULY 1, 2010 THROUGH JUNE 30, 2011, TO A NEW TERMINATION DATE OF AUGUST 31, 2011.**

Authority of your Honorable Board is hereby requested for Westchester County acting through its Department of Labs and Research (the "Department") to extend its agreement with the New York State Division of Criminal Justice Services ("NYSDCJS") to accept funds in an amount not to exceed SIX HUNDRED THOUSAND (\$600,000.00) DOLLARS in state funds for the Department to operate the DNA 30 Day Turn Around Program for the period July 1, 2010 through June 30, 2011 (the "Agreement") to a new termination date of August 31, 2011 so that the Department may fully expend the grant funds. The Agreement was authorized by a resolution of your Honorable Board dated August 13, 2010 and was duly executed.

This contract has the public purpose of promoting public safety to the residents of Westchester County by reducing DNA analysis turnaround time thereby allowing law enforcement agencies to more effectively investigate crimes.

The goal and objective of this program is to reduce the average turnaround time of all new probative DNA evidence submissions to the County's Division of Forensic Sciences. The \$600,000.00 in State funds will support personnel for the Division's Forensic Sciences DNA laboratory. Personnel will examine evidence for biological material, analyze the samples collected for DNA and then to enter the DNA profiles obtained into the Federal DNA CODIS database. These samples will then be compared

with unsolved cases and convicted offender samples. If a DNA match is obtained the information on the suspect's identity will be given to the submitting police agency. The reduction in turnaround time as a result of this funding will permit the laboratory to provide more timely information to investigating agencies. This in turn will allow these agencies to more effectively investigate crimes. Success in fulfilling the goals and objectives of this grant will be reflected in quarterly progress reports provided to the granting authority. No County funds are required for the operation of this program.

Wherefore, authority is respectfully sought for the County to extend this agreement.

KA/mlg

APPROVED BOARD OF ACQUISITION & CONTRACT - 06/30/2011 - SOMARIVER SECRETARY

RESOLUTION

Upon a communication from the Department of Labs and Research, be it hereby:

RESOLVED, that the Board of Acquisition and Contract hereby authorizes the County of Westchester to extend its agreement with the New York State Division of Criminal Justice Services to accept funds in an amount not to exceed SIX HUNDRED THOUSAND (\$600,000.00) DOLLARS in state funds for the Department to operate the DNA 30 Day Turn Around Program for the period July 1, 2010 through June 30, 2011 by extending the term to a new termination date of August 31, 2011, pursuant to an approved budget.

RESOLVED, that all other terms of the Agreement shall 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 Contractor, then the Contractor shall have the right to terminate this Agreement upon reasonable prior written notice; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby empowered to execute all documents and take all necessary actions to effectuate the purpose hereof.

Account to be Charged/credited	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	263	31	823K	9854	T823	

Budget Funding Year(s) 2010/2011 Start Date July 1, 2010 End Date August 31, 2011
 (must match resolution)

Funding Source Tax Dollars _____
 State Aid _____
 \$ _____ Federal Aid _____
 (must match resolution) Other _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 06/15/2011 JOMARY VIEIRA, SECRETARY