



**Office of the District Attorney**  
County of Westchester

**MEMORANDUM**

**29239**

To: BOARD OF ACQUISITION AND CONTRACT

09/14/12

From: JANET DiFIORE  
DISTRICT ATTORNEY

Re: **RESOLUTION AUTHORIZING THE COUNTY OF WESTCHESTER TO ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES TO ACCEPT A GRANT IN AN AMOUNT NOT TO EXCEED \$666,900 IN STATE FUNDS FOR THE DISTRICT ATTORNEY'S OFFICE TO OPERATE THE AID TO PROSECUTION PROGRAM FOR THE PERIOD APRIL 1, 2012 THROUGH MARCH 31, 2013, PURSUANT TO AN APPROVED BUDGET AND SUBJECT TO COUNTY APPROPRIATION**

Authority is sought for the County of Westchester to enter into an agreement with the New York State Division of Criminal Justice Services ("DCJS") to accept a grant in an amount not to exceed \$666,900 in State Funds for the District Attorney's Office to operate the Aid to Prosecution Program (the "Program") for the program period April 1, 2012 through March 31, 2013, pursuant to an approved budget. (the "Agreement"). Pursuant to the terms of the Agreement, the County will be required to contribute \$2,686,077 in County matching funds toward the Program.

The goals and objectives of the Program are to enhance the prosecution of repeat, violent and serious felony offenders by maintaining increased levels of experienced prosecution personnel who will seek to minimize the plea bargaining option and to impose the maximum sentence for such defendants. These goals and objectives will promote the general welfare and public safety of the citizens of the Westchester County by expediting the arrest and prosecution of felony offenders charged with violent felony offenses, persistent felony offenders charged with non violent felony offenses and other serious felony offenders helping make the County a safer place. The goals and objectives will be tracked and monitored by the District Attorney's Office and quarterly reports will be submitted to DCJS for their review and approval.

As the Agreement does not constitute a procurement of goods or services, it is not subject to the provisions of the County Procurement Policy.

An appropriate resolution is herewith attached for your Honorable Board's consideration.

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 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.

**RESOLUTION**

Upon a communication from Janet DiFiore, District Attorney, be it hereby,

**RESOLVED**, that the County of Westchester is authorized to enter into an agreement with the New York State Division of Criminal Justice Services to accept a grant in an amount not to exceed \$666,900 in State Funds for the District Attorney's Office to operate the Aid to Prosecution Program (the "Program") for the program period April 1, 2012 through March 31, 2013, pursuant to an approved budget (the "Agreement"); and be it further,

**RESOLVED**, that pursuant to the terms of the Agreement the County will be required to contribute \$2,686,077 in County matching funds toward the Program; and be it further

**RESOLVED**, that the District Attorney or her duly authorized designee be and hereby is authorized and empowered to enter into this agreement for the County of Westchester.

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
263	37	707M	9854	T707	\$ 666,900
101	37	0010	4912		\$2,686,077

Budget Funding Year(s) 2012/2013 Start Date 4/1/12 End Date 3/31/13

(must match resolution)

Funding Source: Tax Dollars \$2,686,077  
State Aid \$666,900  
Federal Aid \_\_\_\_\_  
\$3,352,977 Other \_\_\_\_\_