



Office of the District Attorney
County of Westchester

MEMORANDUM

42055

To: HONORABLE MEMBERS
BOARD OF ACQUISITION AND CONTRACT

09/2/14

From: JANET DiFIORE
DISTRICT ATTORNEY

Re: **RESOLUTION AUTHORIZING THE COUNTY OF WESTCHESTER TO 1) ENTER INTO AN AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES TO ACCEPT A GRANT IN THE AMOUNT OF \$98,600 IN FEDERAL FUNDS AND TO CONTRIBUTE \$298,835 IN COUNTY MATCHING FUNDS FOR THE DISTRICT ATTORNEY'S OFFICE TO OPERATE THE SEXUAL ASSAULT VICTIMS AND ELDERLY SERVICES (SAVES) PROGRAM FOR THE PERIOD JANUARY 1, 2014 THROUGH DECEMBER 31, 2014; AND 2) ENTER INTO A SUB-AWARDEE AGREEMENT WITH THE WESTCHESTER COMMUNITY OPPORTUNITY PROGRAM INC. (VICTIMS ASSISTANCE SERVICES) IN THE AMOUNT OF \$14,969, PURSUANT TO AN APPROVED BUDGET, TO PROVIDE THE SERVICES OF AN ELDER ABUSE SPECIALIST, FOR THE SAME PERIOD.**

Authority is sought for the County of Westchester to 1) enter into an agreement with the New York State Division of Criminal Justice Services ("NYSDCJS") to accept a grant in the amount of \$98,600 in Federal funds and contribute \$298,835 in County matching funds to operate the Sexual Assault Victims and Elderly Services ("SAVES") program, for the period January 1, 2014 through December 31, 2014; and 2) enter into a sub-awardee agreement with the Westchester Community Opportunity Program, Inc. (Victims Assistance Services) ("WestCOP") in the amount of \$14,969, pursuant to an approved budget, to provide the services of an Elder Abuse Specialist, for the same period. The reason this resolution is being submitted at such a late date is that the approval from New York State was only just received.

The SAVES Program is funded with Federal dollars provided by the Federal Violence Against Women Act. The District Attorney will receive \$98,600 in federal funds and enter into a sub-awardee agreement with WestCOP which will receive \$14,969 in federal funds to provide the services of an Elder Abuse Specialist. The County will also contribute \$298,835 in County matching funds. The balance of the federal funds and the County matching funds will be used to help support the salary and fringe of two positions in the District Attorney's Office dedicated to prosecuting violent crimes against elderly women.

The SAVES program promotes the general welfare and public safety of the citizens of the Westchester County by helping to reduce sexual and physical violence against elderly women and enhance the vertical prosecution of sexual and physical elder assault cases, as well as the delivery of services to women victims of sexual violence. The goals and objectives of these agreements are to help support the salary and fringe of two positions in the District Attorney's Office and an Elder Abuse Specialist at WestCOP. The goals and objectives of the SAVES program will be monitored by the District Attorney's Office and quarterly progress reports will be submitted to DCJS for their review and approval

The agreement to accept a grant from NYSDCJS does not constitute a procurement and as such is not subject to the requirements of the County Procurement Policy. The agreement with WestCOP is exempt from the Procurement Policy pursuant to section 3(a)xii thereof which exempts “procurements which involve the expenditure of federal or state assistance where and to the extent that federal or state law, rules or regulations conflict with the provisions of the Policy.” It should be noted that DCJS considers WestCOP to be a sub-awardee, not a consultant. DCJS considered the sub-awardee to be appropriate at the time of application (January 2012) and approved for sole source.

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. Accordingly, your Honorable Board’s approval of the annexed resolution is most respectfully requested.

JD/SV/jpg

Att.

APPROVED BOARD OF ACQUISITION & CONTRACT - 09/18/2014 - JUDY WEINSTEIN

RESOLUTION

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

RESOLVED, that the County of Westchester is authorized to 1) enter into an agreement with the New York State Division of Criminal Justice Services to accept a grant in the amount of \$98,600 in Federal funds and contribute \$298,835 in County matching funds for the District Attorney to operate the Sexual Assault Victims and Elderly Services (SAVES) Program for the program period January 1, 2014 through December 31, 2014; and 2) enter into a sub-awardee agreement with the Westchester Community Opportunity Program, Inc. (Victims Assistance Services) in the amount of \$14,969, pursuant to an approved budget, to provide the services of an Elder Abuse Specialist, for the same period; and it is 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.

Agreement #

Account to be Charged/Credited

| Fund | Dept | Major Program, Program & Phase Or Unit | Object/ Sub- Object | Trust Account | Dollars |
|------|------|---|---------------------------|------------------|-----------|
| 263 | 37 | 234P | 9853 | T234 | \$ 98,600 |
| 101 | 37 | 0010 | 4912 | | \$298,835 |
| 263 | 37 | 234P | 4380 | T234 | \$ 14,969 |
| 263 | 37 | 234P | 9855 | | \$298,835 |

Budget Funding Year(s) 2014 Start Date 1/1/14 End Date 12/31/14
(must match resolution)

Funding Source Tax Dollars \$298,835

State Aid \$

\$397,435 Federal Aid \$98,600

(must match resolution)

Other _____