

Robert P. Astorino
County Executive

Department of Probation

Rocco A. Pozzi
Commissioner

Date: February 3, 2010

To: Honorable Members
Board of Acquisition and Contract

From: Rocco A. Pozzi
Commissioner of Probation

Marguerite Beirne
Chief Information Officer

Re: Resolution authorizing an agreement with the State of New York, Division of Probation and Correctional Alternatives, to accept grant funds in an amount not to exceed \$108,000 to implement the Rockefeller Drug Law Reform changes in connection with alternatives to incarceration for a term commencing October 1, 2009 and continuing through September 30, 2010.

Authorization is requested for the County of Westchester ("County") acting by and through its Department of Probation ("Department"), to enter into an agreement with the State of New York, Division of Probation and Correctional Alternatives ("State"), commencing October 1, 2009 and continuing through September 30, 2010, with a State option to renew for one additional year, to implement the Rockefeller Drug Law Reform changes in connection with alternatives to incarceration, in an amount not to exceed One Hundred and Eight Thousand (\$108,000.00) Dollars, pursuant to an approved budget.

The State has recently enacted major Rockefeller Drug Law Reform to assist certain drug dependent offenders with obtaining drug treatment in residential and community based settings and to assist offenders being released under community supervision to lead law-abiding lives. Funding for the implementation of these Rockefeller Drug Law Reform changes is being provided through the federal American Recovery and Reinvestment Act of 2009 ("ARRA") through a sub-allocation of the Edward Byrne Memorial Justice Assistance Grant program.

Administrative Office

Public Purpose: The proposed agreement is in the public's best interest and will promote public health, safety and general welfare by implementing a program aimed at reducing offender recidivism and promoting community safety.

The goal of this program is to provide probation supervision services to approximately 27 felony drug-dependent individuals, while ensuring that their treatment and service needs are met in order to reduce offender recidivism and promote community safety.

The objectives of this program are to:

1. Identify suitable offenders for RDLR program services when conducting pre-plea, pre-sentence, and violation of probation investigations and at other locally-determined decision points.
2. To effectively supervise a RDLR probation caseload of under 35 cases.
3. To re-assess progress of offenders by conducting individual case plan reviews to determine if reductions in criminogenic needs have occurred.

Tracking/Monitoring: The Department will monitor the goals and objectives of this program by submitting quarterly reports to the New York State Division of Probation and Correctional Alternatives.

If this resolution were not approved, there would be negative consequences to taxpayers because the County would not receive the grant funds that have been earmarked for this program. The County would have to assess local taxpayers to fund these initiatives. Furthermore, if this resolution were not approved, the consequences regarding safety and security of County residents would be that drug offenders would not receive the intensive treatment and supervision that has been demonstrated to help reduce recidivism.

A resolution is attached for your Honorable Board's approval.

RAP/MAB/tsa
Attachment

RESOLUTION

Upon a communication from the Commissioner of the Department of Probation, be it hereby

RESOLVED, the County of Westchester ("County"), acting by and through its Department of Probation, is hereby authorized to enter into a grant agreement with the State of New York, Division of Probation and Correctional Alternatives ("State"), for the period commencing October 1, 2009 and continuing through September 30, 2010, in an amount not to exceed One Hundred and Eight Thousand (\$108,000.00) Dollars, pursuant to an approved budget, in order to implement the Rockefeller Drug Law Reform changes in connection with alternatives to incarceration; and be it further

RESOLVED, that the State shall have the option to renew the grant agreement for one additional year through September 30, 2011; and be it further

RESOLVED, that the County Executive, or his duly authorized designee is hereby authorized to execute any and all documents and to take all action necessary and appropriate to effectuate the purposes hereof.

Account to be Charged/Credited

| Fund | Dept | Major Program, Program & Phase Or Unit | Object/ Sub-Object | Trust Account | Dollars |
|------|------|--|--------------------|---------------|--------------|
| 263 | 39 | 017J | 9897 | T017 | \$108,000.00 |
| | | | | | |

Budget Funding Year(s) 2009-2010 Start Date 10/1/09 End Date 9/30/10
 (must match resolution)

Funding Source Tax Dollars _____
 State Aid _____

\$108,000.00
 (must match resolution) Federal Aid: \$108,000.00 ARRA Funds through NYS DPCA
 Other _____