

April 20, 2010

TO: Honorable Members
Board of Acquisition and Contract

FROM: Rocco A. Pozzi
Commissioner of Probation

RE: **RESOLUTION AUTHORIZING THE COUNTY OF WESTCHESTER TO ENTER INTO AN AGREEMENT WITH THE WESTCHESTER COMMUNITY OPPORTUNITY PROGRAM, INC. IN AN AMOUNT NOT TO EXCEED \$101,352 FOR ITS VICTIMS ASSISTANCE SERVICES TO OPERATE THE SEXUAL ASSAULT NURSE EXAMINER (SANE) PROGRAM FOR THE PERIOD JANUARY 1, 2010 TO DECEMBER 31, 2010, PURSUANT TO AN APPROVED BUDGET.**

Authority is sought for the County of Westchester to enter into an agreement with the Westchester Community Opportunity Program, Inc., in an amount not to exceed \$101,352, for its Victims Assistance Services to operate the Sexual Assault Nurse Examiner (SANE) Program for the period January 1, 2010 to December 31, 2010, pursuant to an approved budget. Funding for this program is included in the 2010 County Budget.

The SANE Program provides training to nurses and nurse practitioners to conduct rape examinations and evidence collection pursuant to state standards and protocols. In addition, the program developed an on-call system for Forensic Nurse Specialists who treat rape victims at local hospital emergency rooms, counsel and educate rape victims, and testify in court, when necessary, regarding the evidence collection.

This contract has the public purpose of promoting public safety for residents of Westchester by providing expeditious services to rape victims as well as preservation of critical evidence.

The performance measures for this agreement are as follows:

- Sexual Assault Nurse Examiners will serve at least 80 cases. During 2009, 82 SANE Exams were performed.

- The Program will recruit, train and maintain a pool of 12-17 active SANE Examiners in order to provide full 24/7 on-call coverage. During 2009, the program began the year with 13 nurses, as a result of the economic downturn, four nurses became inactive in order to take on additional paid shifts at their places of employment and three moved out of the area. The year ended with seven nurse's on-call, one nurse rejoining the program, and two trained SANE examiners beginning the hiring process.
- The Program will provide on-going specialized SANE training for 15 new SANE examiners. During 2009, the two new recruits began the process for joining the program and were scheduled to complete the January 2010 training, which was accomplished successfully.

The performance measures are tracked and monitored through statistical quarterly reports submitted to the Commissioner of Probation. During 2010, the performance measures will remain the same as outlined above.

This contract impacts the County's 3 critical priority areas in the following manner:

1. Fiscal Responsibility –The SANE Program depends on specially trained nurses who receive a small stipend when they perform forensic exams, yet volunteer to provide around-the-clock 24/7 coverage. This provides significant cost benefit to the County. If this resolution is not approved, these exams may be compromised, thus placing a greater burden on the taxpayers in order to comply with state standards.
2. Safety and Security –This program provides assurance that the highest quality of forensic evidence is available when prosecution of offenders moves forward. If this resolution were not approved, safety and security of rape victims would be jeopardized.
3. Health and Environment –This program provides comprehensive and compassionate medical care to survivors of sexual violence. If this resolution were not approved, the exams to be completed in various Westchester County hospitals would not be conducted in a uniform and expeditious manner.

This Agreement is exempt from application of the Westchester County Procurement Policy and Procedures pursuant to Section 3(a) viii thereof.

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

RESOLUTION

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

RESOLVED, that authority is granted to the County of Westchester to enter into an agreement with the Westchester Community Opportunity Program, Inc. in an amount not to exceed \$101,352, for its Victims Assistance Services to operate the Sexual Assault Nurse Examiner (SANE) Program for the period January 1, 2010 to December 31, 2010, to be paid pursuant to an approved budget; and it is further

RESOLVED, this Agreement is subject to County appropriations. 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 it is further

RESOLVED, that the County Executive or his 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
101	39	1000	4132	N/A	\$101,352

Budget Funding Year(s) 2010 Start Date January 1, 2010 End Date December 31, 2010

Funding Source	Tax Dollars	<u>\$101,352</u>
	State Aid	<u> </u>
	Federal Aid	<u> </u>
<u>\$101,352</u>	Other	<u> </u>

(must match resolution)