



Office of the District Attorney  
County of Westchester

MEMORANDUM

33069

March 26, 2013

To BOARD OF ACQUISITION AND CONTRACT

From JANET DiFIORE  
DISTRICT ATTORNEY

**RESOLUTION AUTHORIZING THE COUNTY OF WESTCHESTER TO ENTER INTO A GRANT AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES IN AN AMOUNT NOT TO EXCEED \$338,000, PAYABLE PURSUANT TO AN APPROVED BUDGET, AS PART OF THE CRIMES AGAINST REVENUE PROSECUTION PROGRAM FOR THE PERIOD JANUARY 1, 2013 THROUGH DECEMBER 31, 2013 AND AUTHORIZING AN AGREEMENT WITH MINDY EISENBERG-STARK TO CONDUCT TAX FRAUD INVESTIGATIONS UTILIZING GRANT FUNDS IN AN AMOUNT NOT TO EXCEED \$72,000**

Authority is sought for the County of Westchester to enter into a grant agreement with the New York State Division of Criminal Justice Services ("DCJS") in an amount not to exceed \$338,000 in State funds with a County match in the amount of \$6,723 for the District Attorney's Office to operate the Crimes Against Revenue Prosecution Program for the period January 1, 2013 through December 31, 2013, pursuant to an approved budget. Authority is also sought for the County to enter into an agreement with Mindy Eisenberg-Stark to conduct tax fraud investigations as part of the Crimes Against Revenue Prosecution Program in an amount not to exceed \$72,000, payable at the rate of \$100 per hour inclusive of expenses, for the term January 1, 2013 through December 31, 2013.

The general welfare of the citizens of the County is served by the goals of this program which are to enhance a Crimes Against Revenue Prosecution Program ("CARPS") by investigating and prosecuting those who violate tax laws, reclaim lost revenue, and increase voluntary compliance with applicable laws. The goals and objectives of the CARPS program and the work of Ms. Eisenberg-Stark are monitored by the District Attorney's Office for compliance with grant requirements and quarterly progress reports are submitted to DCJS for their review and approval.

I certify that the Office of the District Attorney a) has copies of, or access to, all applicable laws, rules, regulations, grant applications, and grant agreements (including any master grant agreement), as well as any other 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.

The grant agreement with DCJS is not a procurement of goods and services and is not subject to public bidding or to the County Procurement Policy. By a separate Resolution, your Honorable Board approved the exemption of the contract with Mindy Eisenberg-Stark from the Westchester County Procurement Policy and Procedures in accordance with Section 3(a) xxi, thereof.

Authority is therefore, respectfully sought for the County to enter into the grant agreement and the agreement for tax fraud investigations.

JD/DI

APPROVED BOARD OF ACQUISITION & CONTRACTS 04/11/2013 PRIMARY VIEW SECRETARY

**RESOLUTION**

Upon a communication from the District Attorney, be it hereby,

**RESOLVED**, that authority is granted to the County of Westchester to enter into a grant agreement with the New York State Division of Criminal Justice Services in an amount not to exceed \$338,000 in State funds with a County match in the amount of \$6,723 for the District Attorney's Office to operate the Crimes Against Revenue Prosecution Program and to enter into an agreement with Mindy Eisenberg-Stark to conduct tax fraud investigations in the amount of \$72,000, payable at the rate of \$100 per hour inclusive of expenses, each for the period January 1, 2013 through December 31, 2013; and it is further,

**RESOLVED**, that the District Attorney or her duly authorized designee is hereby authorized to execute all instruments and take all actions necessary to implement this Resolution.

Account to be charged/credited

| Fund | Dept | Major Program & Program & Phase or Unit | Object/Sub Object | Trust Account | Dollars   |
|------|------|---|-------------------|---------------|-----------|
| 263  | 37   | 740N                                    | 4420              | T740          | \$72,000  |
| 263  | 37   | 740N                                    | 9854              | T740          | \$338,000 |
| 101  | 37   | 0010                                    | 4912              |               | \$6,723   |
| 263  | 37   | 740N                                    | 9855              |               | \$6,723   |

Budget Funding Year(s) 2013 Start Date 1/01/13 End Date 12/31/13  
(must match resolution)

Funding Source

Tax Dollars \$6,723

State Aid \$338,000

\$344,723

Federal Aid \_\_\_\_\_

Other \_\_\_\_\_

APPROVED BOARD OF ACQUISITION & CONTRACT - 04/11/2013 - JOMARY VIEIRA, SECRETARY