



Office of the District Attorney  
County of Westchester

MEMORANDUM

33157

3/28/13

To: HONORABLE MEMBERS  
BOARD OF ACQUISITION AND CONTRACT

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 \$126,100 IN FEDERAL FUNDS AND TO CONTRIBUTE \$297,700 IN COUNTY MATCHING FUNDS FOR THE DISTRICT ATTORNEY'S OFFICE TO OPERATE THE SEXUAL ASSAULT VICTIMS AND ELDERLY SERVICES (SAVES) PROGRAM FOR THE PERIOD OCTOBER 1, 2012 THROUGH DECEMBER 31, 2013; AND 2) ENTER INTO A SUB-AWARDEE AGREEMENT WITH THE WESTCHESTER COMMUNITY OPPORTUNITY PROGRAM INC. (VICTIMS ASSISTANCE SERVICES) IN THE AMOUNT OF \$19,143, 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 \$126,100 in Federal funds and contribute \$297,700 in County matching funds to operate the Sexual Assault Victims and Elderly Services ("SAVES") program, for the period October 1, 2012 through December 31, 2013; and 2) enter into a sub-awardee agreement with the Westchester Community Opportunity Program, Inc. (Victims Assistance Services) in the amount of \$19,143, 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 \$126,100 in Federal funds and enter into a sub-awardee agreement with WestCOP which will receive \$19,143 in Federal funds. The County will also contribute \$297,700 in County matching funds.

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 & CONTRACTS 5/23/2013 - JONATHAN V. VITALE, SECRETARY

## 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 \$126,100 in Federal funds and contribute \$297,700 in County matching funds for the District Attorney to operate the Sexual Assault Victims and Elderly Services (SAVES) Program for the program period October 1, 2012 through December 31, 2013; and 2) enter into a sub-awardee agreement with the Westchester Community Opportunity Program, Inc. (Victims Assistance Services) in the amount of \$19,143, 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	234M	9853	T234	\$126,100
101	37	0010	4912		\$297,700
263	37	234M	4380	T234	\$ 19,143
263	37	234M	9855		\$297,700

Budget Funding Year(s) 2013 Start Date 10/1/12 End Date 12/31/13  
 (must match resolution)

Funding Source Tax Dollars \$297,700

State Aid \$

\$423,800 Federal Aid \$126,100

\_(must match resolution)

Other \_\_\_\_\_