

George Latimer
County Executive

Department of Social Services

Kevin M. McGuire
Commissioner

73737

DATE: January 2, 2020

TO: Board of Acquisition and Contract

FROM: Kevin M. McGuire
Commissioner, Department of Social Services

SUBJECT: Resolution authorizing the County of Westchester to enter into an agreement with the **Youth Shelter Program of Westchester, Inc.** for the provision of shelter services as an alternative to jail for boys aged eighteen to twenty-one who have been arraigned and assigned to the program by a judge for the period January 1, 2020 through December 31, 2020 for an amount not to exceed \$912,263 to be paid monthly pursuant to an approved budget and subject to appropriation.

The County of Westchester requests authorization to enter into an agreement with the Youth Shelter Program of Westchester, Inc. to provide shelter services as an alternative to jail for boys aged eighteen to twenty-one who have been arraigned and assigned to the program by a judge, for the period from January 1, 2020 through December 31, 2020 for an amount not to exceed \$912,263 to be paid monthly pursuant to an approved budget and subject to appropriation.

The **public purpose** of the program is to reach those youthful offenders who are still young to the justice system. Shelter and services are provided to curb their behavior and provide them with some structure and guidance. The desired effect of this intervention is for the youth to develop a sense of pride and self-worth, which will build character and prevent further anti-social behavior.

The **goals and objectives** of the program are to provide shelter to youths who are awaiting disposition of criminal charges in various courts in Westchester County. The program provides varied support services to include, but not limited to, counseling, substance abuse treatment, food, shelter and medical care in a structure that emphasizes responsibility and individualized attention. Program participants are also enrolled in state certified high school education programs.

The goals and objectives of this program are in **the best interest of the County in terms of public health, safety and the environment** as they are aimed at creating a safer environment for the County residents by educating, motivating and providing the youth placed in this program the

opportunity to become productive individuals upon their final adjudication and release. Clinical services, such as mental health and substance abuse treatment, which are mandatory, are provided. The Shelter also provides activities geared toward exposing the young men to cultural enrichment.

The goals and objectives are in **the best interest of the County in terms of fiscal responsibility** as the program is designed to reduce the number of youth entering into the County's correctional facility, thereby reducing the associated cost.

The **goals and objectives will be tracked and monitored** using the performance measurement indicators developed by the Department. They include submission of monthly and quarterly reports. In addition, monitoring is also done in the form of direct contact with the Department's staff in order to swiftly address any impediments to the successful execution of the goals and objectives as detailed in the contract.

The **Department is able to report that as part of the Performance Measurement Indicators**, the Youth Shelter Program provided shelter and services to 32 youth from the period beginning January 1, 2019 through December 31, 2019. During the same period, 0 of the youth were diverted from foster care placement, and 13 youth were returned to home/community.

The procurement of the contract is exempt from the Westchester County Procurement Policy pursuant to Section 3(a) (xviii) as the proposed agreement is for the purpose of youth service projects and other appropriate programs aimed at preventing youth crimes and advancing the moral, social and mental well-being of the youth in Westchester County. This contract is not subject to the competitive procurement requirements of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (formerly, the Grants Management Common Rule) as there is no federal funding for this program

Accordingly, the County of Westchester is hereby requesting permission to enter into an agreement with the Youth Shelter Program of Westchester, Inc. for the above said purpose.

An appropriate resolution is attached for your Honorable Board's approval.

KMM/ran
Attachment

RESOLUTION

Upon a communication from the Commissioner of Social Services, be it hereby

RESOLVED, that the County of Westchester (“County”) is hereby authorized to enter into an agreement with **Youth Shelter Program of Westchester, Inc.** to provide shelter services as an alternative to jail for boys aged eighteen to twenty-one who have been arraigned and assigned to the program by a judge for the period from January 1, 2020 through December 31, 2020 for an amount not to exceed \$912,263 to be paid monthly pursuant to an approved budget; and be it further

RESOLVED, that this contract is subject to County appropriations; and be it further

RESOLVED, that 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 be it further

RESOLVED, that the County Executive or his duly authorized designee is empowered to execute and deliver all instruments and take all actions necessary or 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
101	22	8900	5860	-----	\$912,263

Budget Funding Year(s):2020
(must match resolution)

Start Date: 01/01/2020

End Date: 12/31/2020

Funding Source

Tax Dollars: 71%

State Aid: 29%

\$912,263

(must match resolution)

Federal Aid: 0%

Other: