

George Latimer
County Executive

Department of Probation
Rocco A. Pozzi
Commissioner

OnBase # 81266

Date: December 4, 2020

To: Honorable Board of Acquisition and Contract

From: Rocco A. Pozzi
Commissioner of Probation

RE: AUTHORITY TO AMEND AN AGREEMENT WITH THE YWCA OF WHITE PLAINS AND CENTRAL WESTCHESTER, INC. FOR THE PROVISION OF SUPERVISED VISITATION CENTER PROGRAMS FROM JANUARY 1, 2020 THROUGH DECEMBER 31, 2020 AT A COST NOT TO EXCEED \$244,829.00, IN ORDER TO INCREASE THE NOT TO EXCEED AMOUNT BY \$10,240.00, IN ORDER TO PROVIDE ADDITIONAL FUNDING TO YWCA OF WHITE PLAINS AND CENTRAL WESTCHESTER, INC., AS A MEMBER ORGANIZATION OF THE WOMEN'S AGENDA.

By resolution approved on January 9, 2020, your Honorable Board authorized the County of Westchester ("County"), acting by and through its Department of Probation ("Department") to enter into an agreement (the "Original Agreement") with the YWCA of White Plains and Central Westchester Inc. ("YWCA"), to provide supervised visitation services in matrimonial, custody and visitation matters, for an amount not to exceed \$244,829.00, for a period from January 1, 2020 through December 31, 2020. The Original Agreement was subsequently executed on or about February 13, 2020.

Since additional funding has been added to the County's Office for Women by the Westchester County Board of Legislators to distribute to member organizations of the Women's Agenda, and since the YWCA is one of such member organizations, authority is now hereby requested from your Honorable Board to authorize the County to enter into an amendment (the "First Amendment") to the Original Agreement in order to increase the not to exceed amount of the Original Agreement by \$10,240.00, to a new total amount not to exceed \$255,069.00.

The goals and objectives of the proposed First Amendment are to provide supervised visitation services in matrimonial, custody and visitation matters when significant risk factors are presented by the non-custodial parent including issues of domestic violence, chemical dependency, mental instability or other risk issues resulting from present or prior criminality. The

Administrative Office

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objectives of the visits are to reduce or eliminate the nervousness, tension and reluctance that children have around seeing their non-custodial parent and to inhibit parental behavior and/or discussion that inappropriately involves the children.

The proposed First Amendment will serve a public purpose since it will provide protection to children and custodial parents involved in Family and Supreme Court cases in Westchester County's jurisdiction by providing a person to supervise their face-to-face interaction with a potentially harmful non-custodial parent

The First Amendment is exempt from the requirements of the Westchester County Procurement Policy and Procedures, pursuant to Section 3(a)xviii thereof, regarding youth projects.

Except as otherwise modified hereby, all other terms and conditions of the Original Agreement shall remain in full force and effect.

We respectfully recommend the adoption of the attached resolution.

RAP/cmc
Enclosure

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/19/2020 - VISA MRU/SECRETARY

RESOLUTION

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

RESOLVED, that the County of Westchester ("County") be, and hereby is, authorized to enter into an amendment ("First Amendment") to an agreement with the YWCA of White Plains and Central Westchester, 515 North Street, White Plains, New York 10605, for the provision of a supervised visitation program related to the court ordered supervised visitation of children, for the period beginning January 1, 2020 and ending December 31, 2020, at a cost not to exceed \$244,829.00, in order to increase the not to exceed amount by \$10,240.00 to a new total not to exceed amount of \$255,069.00 ; and be it further

RESOLVED that this First Amendment is subject to County appropriations; and be it further

RESOLVED that this First Amendment 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 YWCA, then YWCA shall have the right to terminate this Agreement upon reasonable prior written notice; and be it further

RESOLVED, that the County Executive or his authorized designee is hereby authorized to execute any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this Resolution.

Account to be
 Charged/Credited
 Agreement \$244,829
 First AME \$10,240

Total \$255,069

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
101	39	0900	4380		\$10,240.00

Budget Funding Year(s) 2020 Start Date 1/1/2020 End Date 12/31/2020
 (must match resolution)

Funding Source Tax Dollars \$10,240.00
 State Aid _____
 Federal Aid _____
 Other _____

\$ 10,240.00
 (must match resolution)

APPROVED BOARD OF ACQUISITION & CONTRACTS 12/19/2020 LISA MRIJAJ, SECRETARY