



Office of the District Attorney
County of Westchester

MEMORANDUM

OnBase ID: 84040

Date: March 31, 2021

To: Honorable Board of Acquisition & Contract

From: Miriam E. Rocah
District Attorney

Re: Resolution to exempt from the Westchester County Procurement Policy the procurement of an agreement with Adam Mansky, for the provision of consulting services in connection with the creation of early diversion and alternatives to incarceration programs, pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy.

Authority is hereby requested from your Honorable Board to exempt from the Westchester County Procurement Policy and Procedures (the "Procurement Policy") the procurement of an agreement between the County of Westchester, acting by and through the District Attorney's Office (the "County"), and Adam Mansky, for the provision of consulting services in connection with the creation of early diversion and alternative to incarceration programs for low-level arrests that are proportionate, effective, and restorative, for a one-year term in an amount not-to-exceed \$98,500.00, and payable pursuant to an approved budget.

Under Section 5(b) of the Procurement Policy, the County is required to issue a Request for Proposals for such services. However, pursuant to Section 3(a)(xxi) of the Procurement Policy, the Procurement Policy is not applicable to any procurement for which this Honorable Board determines, by resolution passed prior to commencing such procurement, that compliance with the Procurement Policy would not be in the best interests of the County.

The exemption is in the County's best interest since Adam Mansky conceived of the idea for similar diversion programs in New York City and personally worked with the Manhattan and Bronx District Attorney's Offices to create working pilots and to create sustained successful diversion programs. Mr. Mansky has also worked closely with other elected District Attorneys to develop, launch and run numerous community-based diversion and alternatives to incarceration programs across New York City and in Newark, NJ. Currently, Mr. Mansky is working with District Attorney's Offices in New Jersey and Alabama to create similar programs. Thus, Mr. Mansky has unique and specialized experience that will facilitate the creation of early diversion and alternatives to incarceration programs in the County.

Therefore, it is proposed that the County's best interests would be served by exempting the procurement of the aforementioned agreement with Adam Mansky from the application of the Procurement Policy procedures pursuant to Section 3(a)(xxi) thereof.

Accordingly, a resolution to exempt this procurement is hereby submitted for your Honorable Board's consideration.

MER/PAD/jpi

APPROVED BOARD OF ACQUISITION & CONTRACT - 04/08/2021 - LISA MRISAJ, SECRETARY

RESOLUTION

Upon a communication from the District Attorney, be it hereby

RESOLVED, that pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy, it is determined that application of the procedural requirements contained therein, including the necessity of soliciting proposals, is neither cost effective nor expedient and accordingly not in the best interests of the County in connection with the procurement of an agreement with Adam Mansky, for the provision of consulting services in connection with the creation of early diversion and alternatives to incarceration programs in the County.

APPROVED BOARD OF ACQUISITION & CONTRACT - 04/08/2021 - SUSAN P. JACOBSON, SECRETARY