



Office of the District Attorney
County of Westchester

MEMORANDUM

On Base ID # 84045

Date: March 26, 2021

To: Honorable Board of Acquisition & Contract

From: Miriam E. Rocah
District Attorney

Re: Resolution authorizing the County of Westchester, acting by and through the District Attorney's Office, to enter into an agreement with the Center for Court Innovation, for the provision of consulting services in connection with the development and implementation of a prosecutor-led diversion program for a one-year term commencing upon full execution of the agreement, in an amount not-to-exceed \$90,000 and payable pursuant to an approved budget

Authority is hereby requested to enter into an agreement with the Center for Court Innovation for the provision of consulting services to County of Westchester, acting by and through the District Attorney's Office, in connection with the development and implementation of a prosecutor-led diversion program. The term of the agreement will be one-year commencing upon full execution of the agreement in an amount not to exceed \$90,000 and payable pursuant to an approved budget.

In accordance with the proposed agreement, Center for Court Innovation shall assist the District Attorney's Office and other community stakeholders to design, develop and implement a prosecutor-led diversion program. Early diversion programs after arrest and before arraignment help to divert young adults and adults arrested for low-level offenses, out of the justice system with a proportionate, restorative and effective response to low-level offending. Through these programs, participants avoid a criminal record by completing community based programming which holds them accountable for their actions while promoting and strengthening public trust in the justice system. Center for Court Innovation's consulting work shall include but not be limited to: gathering information from relevant stakeholders, assist in the writing of Request for Proposals for the diversion services, assist in evaluating and selecting providers, on-site to support and trouble-shooting during the launch of the diversion program, including site visits to the selected provides to audit several programming sessions to provide quality assurance and feedback, and finally, the tracking and assessment the of the program.

A separate resolution seeking the exemption of the procurement of this proposed agreement in accordance with Section 3 (a) xxi of the County's Procurement Policy has been submitted to your Honorable Board for approval.

The public purpose of the proposed agreement is to improve and expedite the criminal justice process, creating positive outcomes and alleviating the strain on an overburdened court system. Performance of the agreement will be tracked and monitored by District Attorney personnel.

Accordingly, approval of the annexed proposed Resolution is requested.

MR/PAD/jpi

APPROVED BOARD OF ACQUISITION & CONTRACT - 04/08/2021 - DISTRICT ATTORNEY, SECRETARY

RESOLUTION

Upon a communication from the District Attorney, be it hereby

RESOLVED, that the County of Westchester (the "County") is authorized to enter into an agreement with the Center for Court Innovation, for the provision of consulting services in connection with the development and implementation of a prosecutor-led diversion program for a one-year term commencing upon full execution of the agreement, in an amount not-to-exceed \$90,000.00 and payable pursuant to an approved budget; and be it further

RESOLVED, that the Agreement is subject to County appropriations; and be it further

RESOLVED, that the 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 Consultant, then the Consultant 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 authorized to execute said agreement and all documents necessary to effectuate the purposes thereof.

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
264	37	8002	4380		\$90,000

Budget Funding Year(s) 2021-22 Start Date full execution End Date 1 year
 (must match resolution)

Funding Source Tax Dollars _____
 State Aid _____
 \$ 90,000 Federal Aid _____
 (must match resolution) Other \$90,000 _____