

Robert P. Astorino
County Executive

Office for Women

Camille Failla Murphy
Director

March 30, 2010

To: Board of Acquisition and Contract

From: Camille Failla Murphy
Director, Office for Women

Re: Authority to enter into an agreement with Pace University, acting by and through the Women's Justice Center of the Pace University School of Law, for the provision of a trainer/attorney at the Family Court Legal Program of the Family Justice Center, for an amount not-to-exceed \$91,606, for the period from April 1, 2010 through March 31, 2011

The attached Resolution, if approved by your Honorable Board, would authorize the County of Westchester (the "County") to enter into an agreement with Pace University, acting by and through the Women's Justice Center of the Pace University School of Law ("Pace"), pursuant to which Pace would provide a trainer/attorney at the Family Court Legal Program of the Family Justice Center, for the period from April 1, 2010 through March 31, 2011, for an amount not-to-exceed Ninety-One Thousand Six Hundred Six Dollars (\$91,606), to be paid quarterly pursuant to the workplan and budget attached hereto as Schedules A and B.

The trainer/attorney to be provided by Pace under the proposed agreement will be assigned to provide legal representation for victims for emergency orders of protection as well as develop training curriculum and conduct trainings for the program on the legal perspective of: victim confidentiality, stalking, dating violence, sexual assault, and domestic violence. Pace will also be compensated for travel expenses necessary to accomplish this work.

The funding for the proposed agreement would be provided by part of a \$1,000,000 federal grant to Encourage Arrest Policies and Enforcement of Protection Orders Program awarded to the County's Office for Women by the Office on Violence Against Women of the U.S. Department of Justice. Pace is one of several partner agencies that will be involved in all three aspects of this federal grant: 1) establishing and implementing a Family Justice Center; 2) installing an automated victim notification of protective orders (VNPO) system; and 3) training police, prosecutors, the judiciary, advocates and service providers.

The proposed agreement will serve a public purpose by promoting the public health, safety and general welfare by enhancing the safety and independence of abused women. If abused women are empowered to learn how to develop and maintain their own safety, they are not as likely to return to dependence on their abusers, thereby reducing public safety costs and medical costs. If they are helped to empower themselves to be independent and self-sufficient they are not as likely to be dependent on public assistance.

The goals and objectives of the proposed agreement are for Pace to provide assistance in 360 client contacts per year (30 per month), maintain a caseload of 150 cases per year (approximately 12 per month), and provide advice and counsel to 250 victims per year (approximately 20 per month).

The goals and objectives of the proposed agreement are in the best interests of the County in terms of public health and safety because of the aforementioned anticipated results of enhancing the safety and independence of abused women by empowering them to develop and maintain their own safety.

The goals and objectives of the proposed agreement will be tracked and monitored by the Westchester County Office for Women, which will be responsible for monitoring Pace's performance under this Agreement by means of site visits, as well as their monthly statistics and quarterly narratives. The effectiveness of this program will be determined in a variety of ways. Some of the outcomes of family law matters may include whether or not the victim obtained an order of protection. Outcomes of trainings will be determined by participants' increased knowledge of specialized topics based on pre- and post-tests and evaluations.

If this resolution were not approved, the safety and security of victims of abuse would be compromised. Without receiving these vital support services, the probability of continued and escalating abuse is substantially increased. This may consequently endanger their lives and the lives of their children.

Authority to exempt this agreement from the requirements of the Westchester County Procurement Policy, pursuant to Section 3(a)(xxi) thereof, has been submitted to your Honorable Board in accordance with a separate resolution of even date herewith.

Please be advised that Section 459-c of the New York Social Services Law directs social services districts, such as the County, to offer and provide non-residential services to victims of domestic violence, whether eligible or ineligible for public assistance. Non-residential services programs must have the ability to provide the following services:

- 1.) Information and Referral services
- 2.) Advocacy
- 3.) Counseling
- 4.) Community education and outreach activities
- 5.) Hotline services

I recommend approval of the attached proposed Resolution.

RESOLUTION

Upon communication from the Director of the Office for Women, be it hereby

RESOLVED, that the County of Westchester (the "County") is hereby authorized to enter into an agreement with Pace University, acting by and through the Women's Justice Center of the Pace University School of Law ("Pace"), pursuant to which Pace will provide a trainer/attorney at the Family Court Legal Program of the Family Justice Center, for the period from April 1, 2010 through March 31, 2011, for an amount not-to-exceed Ninety-One Thousand Six Hundred Six Dollars (\$91,606), to be paid quarterly pursuant to the attached workplan and budget; and be it further

RESOLVED, that this Agreement 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 Pace, then Pace 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 all instruments and take all actions reasonably necessary to implement this Resolution.

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars	Funding Year
263	11	988J	4380	T988	\$68,704	2010
263	11	988J	4380	T988	\$22,902	2011

Budget Funding Year(s) 2010-2011
(must match resolution)

Start Date 4/01/10

End Date 3/31/11

Funding Source

\$91,606.00
(must match resolution)

Tax Dollars _____
State Aid _____
Federal Aid \$91,606.00
Other _____

Schedule A

PACE WOMEN'S JUSTICE CENTER Family Justice Center Workplan – Arrest Grant 2010-2011

The Pace Women's Justice Center (PWJC) joins the Office for Women as a partner in the OFW FY 2009 Arrest Grant/Family Justice Center initiative. The Pace Women's Justice Center will collaborate on the initiative as follows:

Services to be provided:

Family Justice Center (FJC)

- PWJC will collaborate on the development, implementation and assessment of the FJC:
 - Attend partner meetings
 - Provide input for the development of policies, operations and sustainability of FJC.
 - Provide direct civil legal representation through the Family Court Legal Program (FCLP) as an in-kind contribution

Victim Notification of Protective Orders (VNPO)

- Include in training

Train police, prosecutors, the judiciary, advocates and service providers

- Assist in establishing training priorities
- Develop legal aspects of training modules
- Train at Police Academy
- Train police at largest PD's and other PD's as scheduled
- Train judiciary, prosecutors, court personnel

Who will provide:

- Jane Aoyama-Martin, Executive Director 5% of time
 - Will provide supervision for staff in project
- Cindy Kanusher, Assistant Director 80 % of time
 - Will attend meetings, will oversee and develop legal aspects of training modules and oversee and participate in training
- Tracey Alter, Director, Family Court Legal Program, 20 % of time
 - Will attend meetings, provide input on information sharing and victim confidentiality issues, collaborate with partners on providing legal services to FJC clients through the FCLP and provide oversight of FCLP, participate in training as needed.

Goals:

Training

PWJC will:

- Develop legal components of training modules
- Train police at Police Academy
- Train police at largest departments and other PD's as schedule permits.
- Train judiciary, prosecutors, court personnel

Outcome measurements:

Training

- Number of training modules produced
- Number of training sessions conducted
- Number of police trained at Police Academy
- Number of police trained at Police Departments
- Number of judiciary, prosecutors and court personnel trained

The White Plains FCLP will provide as an in-kind service:

- 360 client contacts (30/year)
- 150 cases per year (12/month)
- 250 advice/counsel per year (20/month)

APPROVED BOARD OF ACQUISITION CONTRACT - 4-22-2010 - JOMARY VIEIRA, SECRETARY

Schedule B

**Pace Women's Justice Center
Family Justice Center - Arrest Grant
Budget 4/01/2010 to 3/31/2011**

Personal Services

Executive Director

Salary	\$106,000 x 5% time	\$5,300
Benefits	\$5,300 x 32.5%	\$1,723

Attorney/Trainer

Salary	\$60,000 x 100% time	\$60,000
Benefits	\$60,000 x 32.5%	\$19,500

Administrative Assistant

Salary	\$39,000 x 5% time	\$1,950
Benefits	\$1,950 x 32.5%	\$634

Total Personal Services

\$89,106

Other Than Personal Services (OTPS)

Travel Expenses		\$2,500
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Total OTPS

\$2,500

TOTAL EXPENSES \$91,606

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