

90188

DATE: January 12, 2022

TO: Honorable Members
Board of Acquisition and Contract

FROM: Rocco A. Pozzi
Commissioner of Probation

RE: **AUTHORITY TO RETROACTIVELY AUTHORIZE THE COUNTY OF WESTCHESTER TO ENTER INTO A GRANT AGREEMENT WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES PURSUANT TO WHICH DCJS WILL GRANT THE COUNTY \$589,026 AND THE COUNTY WILL ENGAGE THE LISTED CONTRACTORS TO IMPLEMENT THE COUNTY ALTERNATIVES TO INCARCERATION SERVICE PLAN FOR THE PERIOD FROM JULY 1, 2019 TO JUNE 30, 2020, PURSUANT TO AN APPROVED BUDGET AND IN ACCORDANCE WITH STATE APPROVAL.**

Retroactive authority is sought for the County of Westchester ("County") to enter into a grant agreement with the the New York State Division Of Criminal Justice Services ("DCJS") pursuant to which DCJS will grant to the County \$589,026 ("Grant Funds"). Retroactive authority is also hereby sought to enter into additional contracts with the below-listed contractors to implement the Westchester County Alternatives To Incarceration Service Plan using the Grant Funds, for the period from July 1, 2019 to June 30, 2020, pursuant to an approved budget and in accordance with State approval.

The Westchester County Alternatives to Incarceration Service Plan encompasses funding for the period July 1, 2019 - June 30, 2020 for the purposes set forth below. Therefore, retroactive authority to enter into the below-listed contractors for services and amounts not to exceed as follows is hereby requested:

- St. John's Riverside Hospital:
Direct Treatment Alternative To Incarceration-Greenburgh and Yonkers Sites
\$75,604.00
- Phelps Memorial Hospital Center:
Direct Treatment Alternative To Incarceration-Ossining Site
\$36,780.00

Additionally, County Departments will use the funds as follows:

- An agreement with Pre-Trial Services Institute of Westchester, Inc. ("PTSI") to operate the Bail Expediting Program and Monitored Release Program for a total grant funding amount of \$44,588.03. It should be noted that the agreement with PTSI was authorized by a separate Resolution of your Honorable Board on January 7, 2019.

- Department of Probation Community Service Program
\$60,085.20
 - Westchester County Probation Department
Direct Treatment Alternative To Incarceration (DTATI) Program
\$92,294.08
 - Department of Community Mental Health Treatment Alternatives
for Safer Communities (TASC)
\$168,558.51
 - Department of Correction Young Offender Program
\$45,202.64
 - Department of Probation to fund Release on Recognizance (ROR) Program
through Pre-Trial Services Institute of Westchester, Inc. (contract already executed)
\$65,913.54
- TOTAL \$589,026.00

This contract impacts the County's critical priority areas in the following manner:

1. Fiscal Responsibility – The Alternative to Incarceration programs provide many services to The County. These programs are primarily funded through New York State Division of Probation and Correctional Alternatives and in 2018-19 there was an estimated cost savings of over \$100 million to The County.
2. Safety and Security - The contract with the New York State Division of Probation and Correctional Alternatives and the listed subcontractors promote public safety to the County by utilizing graduated sanctions for convicted offenders and providing intensive supervision and treatment.

The proposed agreements with St. John's Riverside Hospital and Phelps Memorial Hospital Center are exempt from the Westchester County Procurement Policy pursuant to Section 3(a)xvii, which provides for the exception "...care, treatment, counseling...for the mentally ill...and those suffering from the disease of alcoholism or substance abuse."

These programs are intensely monitored by Westchester County's Criminal Justice Advisory Board. The Board meets on a quarterly basis to review and formally approve written Program Reports detailing milestones, activities and savings. Upon Board approval, these Quarterly Reports are transmitted to the State.

I certify that my department, a) has copies of, or access to, all applicable laws, rules, regulations, grant applications, and grant agreements (including any master grant agreement), as well as any guidance or instructions received from the agency making the grant (the "Grant Terms"), b) has reviewed the Grant Terms, c) is aware of and understands all of the Grant Terms, and d) can and will comply with all of the Grant Terms.

Wherefore, authority is respectfully sought for the County to enter into a grant agreement with the New York State Office of Probation and Correctional Alternatives, and, subsequently, enter into additional agreements to implement the Westchester County Alternatives To Incarceration Service Plan with the above-listed contractors.

DJ/SP/jrc

Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 01/27/2022 - RAYMOND SCULKY, SECRETARY

RESOLUTION

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

RESOLVED, that authority is hereby retroactively granted to the County of Westchester (“County”) to enter into an agreement with the New York State Division of Criminal Justice Services (“DCJS”), pursuant to which DCJS will grant to the County \$589,026 (“Grant Funds”) to be used to operate the Westchester County Alternatives To Incarceration Service Plan, for the period from July 1, 2019 to June 30, 2020, pursuant to an approved budget and in accordance with State approval; and be it further

RESOLVED, that authority is hereby further retroactively granted for the County to enter into agreements with the below-listed contractors to implement the Westchester County Alternatives To Incarceration Service Plan using the Grant Funds for the period from July 1, 2019 to June 30, 2020, pursuant to an approved budget and in accordance with State approval;

<u>Agency</u>	<u>Program</u>	<u>Amount Not To Exceed</u>
St. John’s Riverside Hospital	Direct Treatment Alternative To Incarceration-Greenburgh and Yonkers Sites	\$75,604.00
Phelps Memorial Hospital Center	Direct Treatment Alternative To Incarceration-Ossining Site; and be it further	\$36,780.00

RESOLVED, that the balance of the grant funds will be allocated as follows:

Funding for an agreement with Pre-Trial Services Institute of Westchester, Inc. (“PTSI”) to operate the Bail Expediting Program and Monitored Release Program, which agreement was authorized by a separate Resolution on January 7, 2019 \$44,588.03.

Department of Probation	Community Service	\$60,085.20
Department of Probation	Direct Treatment Alternative To Incarceration	\$92,294.08
Dept. of Community Mental Health	Treatment Alternatives for Safer Communities (TASC)	\$168,558.51
Department of Correction	Young Offender	\$45,202.64

Department of Probation

Recognizance (ROR) Program through Pre
-Trial Services Institute of Westchester, Inc.
\$65,913.54

TOTAL

\$589,026;

and be it further

RESOLVED, that the County Executive or his duly authorized designee be and hereby is authorized and empowered to execute this agreement for the County of Westchester.

Agreement #

Account to be
Charged/Credited

Fund	Dept.	Major Program, Program & Phase or Unit	Revenue/ Object	Trust Account	Dollars
263	39	028U	9854	T028	\$ 25,303.03
263	39	029U	9854	T029	\$ 19,285.00
101	39	1000	9771		\$ 60,085.20
101	39	1000	9771		\$ 92,294.08
263	39	121U	9854	T121	\$ 75,604.00
263	39	122U	9854	T122	\$ 36,780.00
101	26	2000	9713		\$168,558.51
263	35	619U	9854	T619	\$ 45,202.64
263	39	028U	4380	T028	\$ 25,303.03
263	39	029U	4380	T029	\$ 19,285.00
263	39	121U	4380	T121	\$ 75,604.00
263	39	122U	4380	T122	\$ 36,780.00
263	35	619U	various	T619	\$ 45,202.64

Budget Funding Year(s) 2019 - 2020 Start Date July 1, 2019 End Date June 30, 2020
(must match resolution)

Tax Dollars: _____

Funding Source

State Aid: N.Y.S. Div. Criminal Justice Services – \$589,026

Federal Aid -0-

Other _____

\$589,026

(must match resolution)

APPROVED BOARD OF ACQUISITION & CONTRACT - 01/27/2022 - RAYMOND SCULKY, SECRETARY