



P. DAVID SOARES
DISTRICT ATTORNEY

COUNTY OF ALBANY
OFFICE OF THE DISTRICT ATTORNEY
COUNTY COURT HOUSE
ALBANY, NEW YORK 12207
(518) 487-5460
(518) 487-5093 - FAX

CHERYL K. FOWLER
CHIEF ASSISTANT DISTRICT ATTORNEY

CHRISTOPHER D. HORN
DEPUTY CHIEF ASSISTANT DISTRICT
ATTORNEY

September 19, 2024

Rebekah Kennedy, Majority Counsel
Albany County Legislature
112 State Street, Rm. 700
Albany, N.Y. 12207

Arnis Zilgme, Minority Counsel
Albany County Legislature
112 State Street, Rm. 1360
Albany, N.Y. 12207

Dear Sirs:

I am requesting legislative action to further the mission of the Office of the Albany County District Attorney. The attached resolution seeks permission to:

- Apply for and accept funding from DCJS for the Crimes Against Revenue Program Grant; and
- Apply for and accept funding from DCJS for the Gun Involved Violence Elimination Partnership; and
- Apply for and accept funding from DCJS for the Motor Vehicle Program Grant; and
- Apply for and accept funding from DCJS for the Aid to Prosecution Grant; and

Attached is the request for legislative action and supporting documents. If you have any questions, please feel free to contact me at 275-4706.

Thank you for your assistance.

Sincerely,

P. David Soares
Albany County District Attorney

REQUEST FOR LEGISLATIVE ACTION

Authorization to receive funds from the NYS Division of Criminal Justice Services to continue the Aid to Prosecution Program.

Date: 9/19/2024
Submitted By: P. David Soares
Department: District Attorney
Title: District Attorney
Phone: 5184875460
Department Rep.
Attending Meeting: David Soares, DA; Christopher Horn, Deputy Chief Assistant

Purpose of Request:

- Adopting of Local Law
- Amendment of Prior Legislation
- Approval/Adoption of Plan/Procedure
- Bond Approval
- Budget Amendment
- Contract Authorization
- Countywide Services
- Environmental Impact/SEQR
- Home Rule Request
- Property Conveyance
- Other: (state if not listed) Authorization to receive funds from the NYS Division of Criminal Justice Services to continue the Aid to Prosecution Program.

CONCERNING BUDGET AMENDMENTS

Increase/decrease category (choose all that apply):

- Contractual
- Equipment
- Fringe
- Personnel
- Personnel Non-Individual
- Revenue

Increase Account/Line No.: A91165-19954X
Source of Funds: State
Title Change:

CONCERNING CONTRACT AUTHORIZATIONS

Type of Contract:

- Change Order/Contract Amendment
- Purchase (Equipment/Supplies)
- Lease (Equipment/Supplies)
- Requirements
- Professional Services
- Education/Training
- Grant

Renewal

Submission Date Deadline Click or tap to enter a date.

- Settlement of a Claim
- Release of Liability
- Other: (state if not listed) The new ATP grant from 4/1/2024 to 3/31/2025 is now a block grant. There is no longer an application or contract required by DCJS.

Contract Terms/Conditions:

Party (Name/address):

Additional Parties (Names/addresses):

Click or tap here to enter text.

Amount/Raise Schedule/Fee: \$1,042,142

Scope of Services: Funds will be used to retain and attract experienced prosecutors and personnel to assist in our prosecution efforts. This is now a block grant and does not require either an application or a contract.

Bond Res. No.:

Date of Adoption:

CONCERNING ALL REQUESTS

Mandated Program/Service: Yes No

If Mandated Cite Authority:

Is there a Fiscal Impact: Yes No

Anticipated in Current Budget: Yes No

County Budget Accounts:

Revenue Account and Line: A91165-03325

Revenue Amount: \$1,042,142

Appropriation Account and Line: A91165 19954X; 130002; 130121; 19954; 89010; 89030;
89060

Appropriation Amount:

Source of Funding – (Percentages)

Federal:
State: 100%
County:
Local:

Term

Term: (Start and end date) 4/1/24 – 3/31/2025

Length of Contract: 1 year

Impact on Pending Litigation Yes No

If yes, explain:

Previous requests for Identical or Similar Action:

Resolution/Law Number: 23-435

Date of Adoption: 10/10/23

Justification: (state briefly why legislative action is requested)

In response to requests made by the District Attorney and the District Attorneys Association of the State of New York (DAASNY), the state has increased the Albany County District Attorney's annual Aid to Prosecution award by an additional \$98,889 from \$943,253 to \$1,042,142. These additional funds will be used to attract and retain experienced prosecutors and personnel to assist in our prosecution efforts. We will not receive a DCJS grant contract for this funding; rather, money will be automatically disbursed to the county in one payment. This funding assistance is being provided to help offset the dramatic increase in the costs associated with prosecutorial services as a result of criminal justice reforms for the period of April 1, 2024 to March 31, 2025. According to the terms of the award, the county shall promptly make this funding available to the respective district attorney's office. Award letter is attached as is Resolution 23-435.

APPROPRIATIONS

ACCOUNT NO.	RESOLUTION DESCRIPTION	INCREASE	DECREASE	UNIT COST	DEPARTMENT NAME
A 1165 1 9554X	Enhanced Pay ATP	\$98,889.00			District Attorney
TOTAL APPROPRIATIONS		<u>\$98,889.00</u>	<u>\$0.00</u>		

ESTIMATED REVENUES

ACCOUNT NO.	RESOLUTION DESCRIPTION	DECREASE	INCREASE	UNIT COST	DEPARTMENT NAME
A 1165 0 3325	Aid to Prosecution Grant		(98,889.00)		
TOTAL ESTIMATED REVENUES		<u>\$0.00</u>	<u>(\$98,889.00)</u>		
GRAND TOTALS		<u>\$98,889.00</u>	<u>(\$98,889.00)</u>		



KATHY HOCHUL
Governor

ROSSANA ROSADO
Commissioner

CILLIAN FLAVIN
Deputy Commissioner

Grant Award Notice

July 3, 2024

The Division of Criminal Justice Services (DCJS) is pleased to advise you that your county will receive funding under the State’s Aid to Prosecution Program for State Fiscal Year (FY) 2024-25.

Project Name:	Albany County District Attorney Aid to Prosecution Program	Award Amount:	\$1,042,142
Budget:	FY 2024-25	Term Dates:	April 1, 2024 to March 31, 2025

Additional Information:

Your SFY 2024-25 Aid to Prosecution Program award to support your respective district attorney’s office is consistent with the appropriation amounts enacted for this purpose in the State Budget.

Please note that you will not receive a DCJS grant contract for this funding; rather, money will be automatically disbursed to the county in one payment. The county shall subsequently and promptly make this funding available to the respective district attorney’s office. Consistent with the appropriation, this funding assistance is being provided to help offset the cost of prosecutorial services that your county has and will incur for the period of April 1, 2024 to March 31, 2025.

To streamline processing and facilitate timely distribution of funds, the DCJS Office of Financial Services will disburse your planned payment directly to your county for use by the respective district attorney’s office.

If you have any questions on this award, please contact:

NYS Division of Criminal Justice Services, Finance Office
dcjsgrantsunitvoucherinquiry@dcjs.ny.gov

NYS Division of Criminal Justice Services, Law Enforcement & Legal Services
dcjs.sm.lslsunit@dcjs.ny.gov

Thank you for your continued partnership to help keep New Yorkers safe and ensure a justice system that works for all.

RESOLUTION NO. 435

AUTHORIZING THE ACCEPTANCE OF AID TO PROSECUTION PROGRAM FUNDING FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES AND AMENDING THE 2023 DISTRICT ATTORNEY'S OFFICE BUDGET

Introduced: 10/10/23

By Audit and Finance Committee:

WHEREAS, The Albany County District Attorney has been notified by the New York State Division of Criminal Justice Services that Aid to Prosecution Program funding is available in the amount of \$945,253 for a term of April 1, 2023 through March 31, 2024, and

WHEREAS, The District Attorney has requested authorization to accept said funding, and indicated that \$575,035 of the amount will be used to fund a new enhanced pay line to meet the staffing needs of the Office, and

WHEREAS, A budget amendment is necessary to accept said funding, now, therefore, be it

RESOLVED, By the Albany County Legislature that the County Executive is authorized to accept said funding from the New York State Division of Criminal Justice Services regarding the Aid to Prosecution Program in the amount of \$945,253 for a term of April 1, 2023 through March 31, 2024, and, be it further

RESOLVED, That the 2023 District Attorney's Office Budget is hereby amended as follows:

Increase Revenue Account A1165 0 3325 Aid to Prosecution Grant by \$575,035

Increase Appropriation Account A1165.1 by \$575,035 by creating and increasing Line Item A1165 1 9554X Enhanced Pay ATP by \$575,035

and, be it further

RESOLVED, That the County Attorney is authorized to approve said agreement as to form and content, and, be it further

RESOLVED, That the Clerk of the County Legislature is directed to forward certified copies of this resolution to the appropriate County Officials.