

20327

Date: July 7, 2011

To: The Honorable Board of Acquisition and Contract

From: Rocco A. Pozzi  
Commissioner of Probation

**RE: RESOLUTION TO EXEMPT FROM THE PROCEDURAL REQUIREMENTS OF THE WESTCHESTER COUNTY PROCUREMENT POLICY AND PROCEDURES AN AGREEMENT WITH LEAKE AND WATTS SERVICES, INC. FOR THE PROVISION OF SECURE DETENTION AND RELATED MEDICAL, CLINICAL, EDUCATIONAL, TRANSPORTATION, CLEANING, SECURITY SYSTEMS AND FOOD SERVICES AT WOODFIELD SECURE DETENTION COTTAGE FOR THE PERIOD JULY 1, 2011 THROUGH JUNE 30, 2012**

The County, through its Department of Probation ( the "Department"), is required to provide secure detention and educational services as well as related services to all youth remanded by the New York Family Court as Juvenile Delinquents ("JDs) and Juvenile Offenders ("JOs"). The County issued a Request For Proposals ("RFP") in 2006 for Secure Detention Services. The RFP included four one-year extensions which have expired. It is proposed that the County extend an Agreement with Leake and Watts Services, Inc. ("Leake and Watts") for the provision of Secure Detention and related, medical, clinical, educational, transportation cleaning, security systems and food services at Woodfield Secure Detention Cottage for the period July 1, 2011 through June 30, 2012. An exemption from procurement for this proposed agreement is requested for the following reasons:

- There was a delay in the provision of State Funding for secure detention. Until the funding was approved, the Department believed that without State funding the County might not be operating a secure detention facility. Once the State funding was approved, it was too late to prepare an RFP before the current agreement had expired; and
- The promulgation of new rules by the New York State Office of Children and Family Services during the first week of June 2011 relating to secure detention and which must have been included in an RFP; and
- Leake and Watts has successfully operated this facility for 20 years and is able to continue to provide secure detention and related services for the term of the proposed agreement.

Pursuant to Section 3(a)xxi thereof, the Westchester County Procurement Policy and Procedures are not applicable to any procurement for which your Honorable Board determines, by resolution passed prior to commencing such procurement, that compliance with the policy would not be in the best interest of the County. It is proposed that for all the foregoing reasons, the County's interest would be served by exempting the procurement of this agreement from the County Procurement Policy.

A resolution to exempt the procurement of an extension agreement with Leake and Watts Services, Inc. is submitted for your consideration.

RAP/DI

Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 07/28/2011 - JOMARY VIERA, SECRETARY

## RESOLUTION

Based upon a communication from the Commissioner of Probation, be it hereby

**RESOLVED**, that pursuant to Section 3(a)xxi of the Westchester County Procurement Policy and Procedures, it is hereby 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 interest of the County in connection with the procurement of an extension agreement with Leake and Watts Services, Inc. to provide Secure Detention and related medical, clinical, educational, transportation, cleaning, security systems and food services .

APPROVED BOARD OF ACQUISITION & CONTRACTS 07/23/2014 JOMARY VIERA, SECRETARY