

26665

Date: April 26, 2012

To: Board of Acquisition and Contract

From: Kevin M. Cheverko
Commissioner of Correction

Re: Resolution authorizing the County of Westchester to enter into an Intermunicipal Agreement with the Town of Greenburgh for Round Trip Prisoner Transportation between Greenburgh and the Westchester County Jail for the term commencing January 1, 2012 and terminating December 31, 2013 in a total amount not to exceed \$163,567

On April 16, 2012 the Westchester County Board of Legislators adopted Act Number 2012 - 26 which authorized the County to enter into an intermunicipal agreement with the Town of Greenburgh ("Greenburgh") for the term commencing January 1, 2012 through December 31, 2013, whereby Greenburgh will provide round trip transportation for prisoners who have been arraigned to and from Greenburgh and the Westchester County Jail in Valhalla, New York. The annual not to exceed amount of the agreement will be \$80,575 in 2012 and \$82,992 in 2013, for a total amount not to exceed \$163,567, payable at flat rates, which are dependent upon the number of prisoners being transported.

Greenburgh will be reimbursed at the following rates for the term January 1, 2012 through December 31, 2012: \$214.73 per round trip for eight (8) or fewer prisoners; \$322.56 per round trip for more than eight (8) prisoners; or \$92.17 per hour per police officer where the round trip exceeds two (2) hours in duration. In 2013 Greenburgh will be reimbursed as follows: \$221.17 per round trip for eight (8) or fewer prisoners; \$332.24 per round trip for more than eight (8) prisoners; or \$94.93 per hour per police officer where the round trip exceeds two (2) hours in duration. The County will also reimburse Greenburgh for the actual and reasonable cost of meals provided to post-arraignment prisoners.

The public purpose of the proposed agreement is for the County to carry out its duty to transport arraigned prisoners between local courts and the County Jail in

order to make mandatory court appearances in a cost effective manner. The goal of maintaining the safety of the public and prisoners while prisoners are transported to and from the County Jail will be tracked and monitored by the Department of Correction through booking records and monthly invoices.

This agreement is exempt from procurement pursuant to §3(a)(iii) of the County Procurement Policy.

The approval of this contract will assure the public safety of County residents and will permit the transportation of prisoners which the County is required to provide pursuant to Section 500-c and 500-d of the Correction Law, at the best rate possible. If this Agreement is not authorized, the County will be required to provide transportation to all prisoners remanded to the County Jail at a greatly increased cost to the taxpayers. The proposed agreement is in the best interests of the County and is fiscally responsible, because the cost of acquiring appropriate vehicles and assigning required personnel, to provide such prisoner transportation, would far exceed the cost of this agreement.

A Resolution for your consideration is annexed hereto which I recommend for your favorable consideration.

KMC/DI
Attachment

RESOLUTION

Upon a communication from the Commissioner, Department of Correction, be it hereby

RESOLVED, that the County of Westchester is authorized to enter into an Intermunicipal Agreement with the Town of Greenburgh ("Greenburgh") for the term commencing January 1, 2012 through December 31, 2013, whereby Greenburgh will provide round trip transportation for prisoners between Greenburgh and the Westchester County Jail in Valhalla, New York. The annual not to exceed amount of the agreement will be \$80,575 in 2012 and \$82,992 in 2013, for a total amount not to exceed \$163,567. Greenburgh will be reimbursed at the following rates for the term January 1, 2012 through December 31, 2012: \$214.73 per round trip for eight (8) or fewer prisoners; \$322.56 per round trip for more than eight (8) prisoners; or \$92.17 per hour per police officer where the round trip exceeds two (2) hours in duration. For the term January 1, 2013 through December 31, 2013, Greenburgh will be reimbursed at the following rates: \$221.17 per round trip for eight (8) or fewer prisoners; \$332.24 per round trip for more than eight (8) prisoners; or \$94.93 per hour per police officer where the round trip exceeds two (2) hours in duration. The County will also reimburse Greenburgh for the actual and reasonable costs of meals provided to post-arraignment prisoners; and be it further

RESOLVED, that the County Executive or his duly authorized designee is authorized and empowered to execute and deliver all instruments and take all actions necessary or appropriate to effectuate the purposes hereof.

Account to be
Charged/credited
2012
2013

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
101	35	1000	4445		\$80,575
101	35	1000	4445		\$82,992

Budget Funding Year(s) 2012-13 Start Date 1/01/12 End Date 12/31/13
(must match resolution)

Funding Source Tax Dollars 2012- \$80,575 2013 - \$82,992

State Aid _____

\$ 163,567 Federal Aid _____

(must match resolution)

Other _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/31/2012 - JOMARY VIERA, SECRETARY