

26777

DATE: May 4, 2012
 TO: Board of Acquisition and Contract
 FROM: Sherlita Amler, M. D.
 Commissioner of Health

RE: Authorization to Award Contracts for Transportation of Preschool Children with Special Needs to ARC Inc/CSED – Cortlandt & Yorktown; ARC Inc/CSED – Hawthorne; CSED – Mt Kisco (2 sites); ARC Inc/CSED – Ossining (2 sites); ARC Inc/CSED – Tarrytown; Bedford Special Needs Pre-K; Blythedale Children’s Hospital; Center for Educational and Emotional Development; PARC Preschool; Preschool Speech Language Learning Center; Toward Tomorrow; WESTCOP Port Chester Head Start Therapeutic Nursery; WESTCOP Therapeutic Nursery; Northern Regional Zone (5 sites)

Westchester County is mandated by Section 4410, Part 200 of the New York State Education Law, and its subsequent amendments and Article 25, Title IIA of the New York State Public Health Law to provide for transportation to children under five years old with special needs.

On March 15, 2012, your Honorable Board authorized the Westchester County Department of Health (“WCDH”) to advertise for bids for contracts for transportation to the above-listed programs. The WCDH placed Legal Notices in the Gannett Journal News (all editions) on April 13, 2012 and made all Bid Documents available for downloading to bidders on the Hudson Valley Municipal Purchasing Group website from April 13th through April 25th, 2012.

On April 25, 2012 the bids were received and opened. The WCDH recommends that contracts be awarded to the lowest bidders (each lowest bidder has been determined to meet the bid specifications) for each Program/Zone as outlined below. The bid sheets are attached.

Contract Number	Program(s)/Zone	Company/Bidder	Not to Exceed Price - 1 st Year
WCDH E/T 497	ARC Inc/CSED – Cortlandt & Yorktown	All County Bus, LLC	\$444,450.00
WCDH E/T 498	ARC Inc/CSED – Hawthorne	Allways East Transportation, Inc.	281,100.00
WCDH E/T 499	ARC Inc/CSED – Mt Kisco(2 sites)	Royal Coach Lines, Inc.	599,070.00
WCDH E/T 500	ARC Inc/CSED – Ossining (2 sites)	TLC Transportation Corp. of Westchester	280,912.80
WCDH E/T 501	ARC Inc/CSED - Tarrytown	Astra Transportation Corp.	211,950.00
WCDH E/T 502	Bedford Special Needs Pre-K	TLC Transportation Corp. of Westchester	337,302.00
WCDH E/T 503	Blythedale Children’s Hospital	All County Bus, LLC	987,310.00
WCDH E/T 504	Center for Educational and Emotional Development	Ardsley Bus, LLC	1,266,720.00

Contract Number	Program(s)/Zone	Company/Bidder	Not to Exceed Price - 1st Year
WCDH E/T 505	PARC Preschool	Acme Bus Corp.	762,231.00
WCDH E/T 506	Preschool Speech Language Learning Center	All County Bus, LLC	169,800.00
WCDH E/T 507	Toward Tomorrow	All County Bus, LLC	738,450.00
WCDH E/T 508	WESTCOP Port Chester Head Start Therapeutic Nursery	Astra Transportation Corp.	96,000.00
WCDH E/T 509	WESTCOP Therapeutic Nursery	TLC Transportation Corp of Westchester	1,251,679.20
WCDH E/T 510	Northern Regional Zone (5 sites)	Allways East Transportation, Inc.	617,310.00

The contracts will begin on September 1, 2012 and will end on August 31, 2017, subject to appropriations. Payments will be made on a per vehicle, per day basis. The not to exceed amounts incorporate the per vehicle prices bid for the first year of service, September 1, 2012 through August 31, 2013. Specific calculations are attached herein. For contract years two through five, the amount payable per vehicle shall be adjusted annually based on fifty percent (50%) of the increase (but not the decrease) in the Consumer Price Index - Public Transportation based on data obtained from the United States Department of Labor's U.S. Cities Average Series ID: CUUR0000SETG.

Performance security in the form of cash, certified check, irrevocable letter of credit, or performance bond is required. The minimum security required is outlined in the attached resolution.

The transportation services provided under these agreements will promote the public health, safety and welfare of approximately five hundred (500) Westchester County children with special needs by enabling daily participation in Special Needs programs through safe transportation. The goals and objectives of these programs are to:

- provide appropriate services to from birth to five with developmental disabilities and/or delays in accordance with their approved Individualized Education Plan (IEP) or Individualized Family Service Plan (IFSP);
- provide these services in the child's least restrictive setting/natural setting through safe transportation.

Monitoring of the transportation providers, as per the contract requirements, is accomplished through required County pre-approval on all bus routes prior to implementation, random County inspections to ensure provider vehicle safety and staff compliance to County policy, and accuracy of billing by monthly reviews of submitted documentation.

Approval of the attached resolution is respectfully requested.

SA/am
Attachment

RESOLUTION

Upon communication from the Commissioner of Health, it is hereby

RESOLVED, that the County of Westchester is authorized to award contracts, subject to appropriations, to the following low bidders for transportation of preschool children with disabilities to the locations/regions listed below, for individual not to exceed amounts as listed; that payments will be made on a per vehicle, per day basis for transportation to ARC Inc/CSED – Cortlandt & Yorktown; ARC Inc/CSED – Hawthorne; CSED – Mt Kisco (2 sites); ARC Inc/CSED – Ossining (2 sites); ARC Inc/CSED – Tarrytown; Bedford Special Needs Pre-K; Blythedale Children’s Hospital; Center for Educational and Emotional Development; PARC Preschool; Preschool Speech Language Learning Center; Toward Tomorrow; WESTCOP Port Chester Head Start Therapeutic Nursery; WESTCOP Therapeutic Nursery; Northern Regional Zone (5 sites); and that these transporters shall provide performance security in the form of bond, cash, certified check, irrevocable letter of credit or performance bond in the amount indicated:

Contract Number	Program(s)/Zone	Company/Bidder	Not to Exceed Price – 1st Year	Security Amount
WCDH E/T 497	ARC Inc/CSED – Cortlandt & Yorktown	All County Bus, LLC	\$444,450.00	\$88,890.00
WCDH E/T 498	ARC Inc/CSED – Hawthorne	Allways East Transportation, Inc.	281,100.00	56,220.00
WCDH E/T 499	ARC Inc/CSED – Mt Kisco (2 sites)	Royal Coach Lines, Inc.	599,070.00	119,814.00
WCDH E/T 500	ARC Inc/CSED – Ossining (2 sites)	TLC Transportation Corp. of Westchester	280,912.80	56,182.00
WCDH E/T 501	ARC Inc/CSED - Tarrytown	Astra Transportation Corp.	211,950.00	42,390.00
WCDH E/T 502	Bedford Special Needs Pre-K	TLC Transportation Corp. of Westchester	337,302.00	67,460.00
WCDH E/T 503	Blythedale Children’s Hospital	All County Bus, LLC	987,310.00	197,462.00
WCDH E/T 504	Center for Educational and Emotional Development	Ardsley Bus, LLC	1,266,720.00	253,344.00
WCDH E/T 505	PARC Preschool	Acme Bus Corp.	762,231.00	152,446.00
WCDH E/T 506	Preschool Speech Language Learning Center	All County Bus, LLC	169,800.00	33,960.00
WCDH E/T 507	Toward Tomorrow	All County Bus, LLC	738,450.00	147,690.00
WCDH E/T 508	WESTCOP Port Chester Head Start Therapeutic Nursery	Astra Transportation Corp.	96,000.00	19,200.00
WCDH E/T 509	WESTCOP Therapeutic Nursery	TLC Transportation Corp. of Westchester	1,251,679.20	250,335.00
WCDH E/T 510	Northern Regional Zone (5 sites)	Allways East Transportation, Inc.	617,310.00	123,462.00;

and, be it further,

RESOLVED, that the term of the contracts shall be from September 1, 2012 to August 31, 2017, subject to County appropriations and a cost of living increase based on fifty percent (50%) of the increase in the Consumer Price Index - Public Transportation based on data obtained from the United States Department of Labor’s U.S. Cities Average Series ID: CUUR0000SETG shall be applied to contract years two through five; 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 the Contractor, then the Contractor shall have the right to terminate this Agreement upon reasonable prior written notice; and be it further

RESOLVED, that the County Executive or his duly appointed designee is authorized to execute said agreements on behalf of the County of Westchester

Department of Health
 County of Westchester
 145 Huguenot Street, 8th Floor
 New Rochelle, New York 10801
 May 4, 2012

<u>Fund</u>	<u>Dept</u>	<u>Major Program Program & Phase or Unit</u>	<u>Object/Sub-object</u>	<u>Trust Account</u>	<u>Dollars</u>	<u>Budget Year</u>
101	27	2700	4539		\$2,145,142.67	2012
101	27	2700	4541		\$536,285.67	2012
101	27	2700	4539		\$6,549,978.62	2013
101	27	2700	4541		\$1,637,494.65	2013
101	27	2700	4539		\$6,666,568.24	2014
101	27	2700	4541		\$1,666,642.06	2014
101	27	2700	4539		\$6,785,233.15	2015
101	27	2700	4541		\$1,696,308.29	2015
101	27	2700	4539		\$6,906,010.30	2016
101	27	2700	4541		\$1,726,502.58	2016
101	27	2700	4539		\$4,685,958.19	2017
101	27	2700	4541		\$1,171,489.55	2017

Budget Funding Years	2012-2017	Start date	9/1/12	End date	8/31/17
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Funding Source	Tax dollars					
		62%	\$26,147,640.66			
	State aid	38%	\$16,025,973.31			
\$42,173,613.97	Insurance	0%				
(must match resolution)	Medicaid					