

34653

To: Board of Acquisition and Contract

From: Kevin M. Cheverko
Commissioner, Department of Correction

Date: June 21, 2013

Re: Resolution authorizing the County of Westchester to enter into an Intermunicipal Agreement with the Town of Harrison for Round Trip Prisoner Transportation between Harrison and the Westchester County Jail for the Term commencing January 1, 2013 and terminating December 31, 2017 in the total not to exceed amount of \$150,720

On May 20, 2013 the Westchester County Board of Legislators adopted Act Number 80 -2013 which authorized the County to enter into an Intermunicipal Agreement with the Town of Harrison ("Harrison") for the term commencing January 1, 2013 through December 31, 2017, whereby Harrison will provide round trip transportation for prisoners between Harrison and the Westchester County Jail in Valhalla, New York in an annual amount of \$28,630 in 2013; \$29,346 in 2014; \$30,080 in 2015; \$30,907 in 2016 and \$31,757 in 2017 for a total amount not to exceed \$150,720 to be reimbursed to Harrison.

The proposed agreement will be payable at the following flat rates per round trip, plus mileage: \$219.20 in 2013, \$224.78 in 2014, \$230.40 in 2015, \$236.74 in 2016 and \$243.25 in 2017. As an alternative to payment at flat rates, Harrison will be reimbursed at the hourly rate plus fringe benefits as determined in the applicable collective bargaining agreement, plus mileage, only in the following circumstances: when a female prisoner is being transported; when seven or more prisoners are being transported; when prisoners charged with Class A felonies or classified by the Department of Correction as an "A" or "AA" prisoner are being transported; or if the transportation time exceeds three hours. The County will also reimburse Harrison for the actual and reasonable costs 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 Sections 500-c and 500-d of the Correction Law at the best rate possible. 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

APPROVED BOARD OF ACQUISITION & CONTRACTS - 01/25/2013 - COUNTY CLERK SECRETARY

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 Harrison (“Harrison”) for the term commencing January 1, 2013 through December 31, 2017, whereby Harrison will provide round trip transportation for prisoners between Harrison and the Westchester County Jail in Valhalla, New York (the “Agreement”). The annual amount of the Agreement will be \$28,630 in 2013; \$29,346 in 2014; \$30,080 in 2015; \$30,907 in 2016 and \$31,757 in 2017 for a total amount not to exceed \$150,720 to be reimbursed to Harrison. The Agreement will be payable at the following flat rates per round trip, plus mileage: \$219.20 in 2013, \$224.78 in 2014, \$230.40 in 2015, \$236.74 in 2016 and \$243.25 in 2017. As an alternative to payment at flat rates, Harrison will be reimbursed at the hourly rate plus fringe benefits as determined in the applicable collective bargaining agreement, plus mileage, only in the following circumstances: when a female prisoner is being transported; when seven or more prisoners are being transported; when prisoners charged with Class A felonies or classified by the Department of Correction as an “A” or “AA” prisoner are being transported; or if the transportation time exceeds three hours. The County will also reimburse Harrison 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	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
2013	101	35	1000	4445		\$28,630
2014						\$29,346
2015						\$30,080
2016						\$30,907
2017						\$31,757

Budget Funding Year(s) 2013-17 Start Date 1/01/13 End Date 12/31/17
 (must match resolution)

Funding Source Tax Dollars \$ 150,720
 State Aid _____
 \$ 150,720 Federal Aid _____
 (must match resolution) Other _____

S:\DCR\Harrison Pris. Tran. 2013 Res

APPROVED BOARD OF ACQUISITION & CONTRACT - 07/25/2013 - JOMAR PERA, SECRETARY