

Date: January 7, 2010

To: Board of Acquisition and Contract

From: Kevin Cheverko
Acting 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, 2010 and terminating December 31, 2011 in a total amount not to exceed \$152,851.

On December 7, 2009 the Westchester County Board of Legislators adopted Act No. 212 - 2009 which authorized the County to enter into an intermunicipal agreement with the Town of Greenburgh ("Greenburgh") for the term commencing January 1, 2010 through December 31, 2011, 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 \$75,000 in 2010 and \$77,851 in 2011, for a total amount not to exceed \$152,851, 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, 2010 through December 31, 2010: \$199.97 per round trip for eight (8) or fewer prisoners; \$300.39 per round trip for more than eight (8) prisoners; or \$85.83 per hour per police officer where the round trip exceeds two (2) hours duration. For the term January 1, 2011 through December 31, 2011, Greenburgh will be reimbursed at the following rates: \$207.47 per round trip for eight (8) or fewer prisoners; \$311.65 per round trip for more than eight (8) prisoners; or \$89.05 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.

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.

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.

KC/DI:sw
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 2-4-2010 - JIMMY MILLER SECRETARY

RESOLUTION

Upon a communication from the Acting 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, 2010 through December 31, 2011, 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 \$75,000 in 2010 and \$77,851 in 2011, for a total amount not to exceed \$152,851. Greenburgh will be reimbursed at the following rates for the term January 1, 2010 through December 31, 2010: \$199.97 per round trip for eight (8) or fewer prisoners; \$300.39 per round trip for more than eight (8) prisoners; or \$85.83 per hour per police officer where the round trip exceeds two (2) hours duration. For the term January 1, 2011 through December 31, 2011, Greenburgh will be reimbursed at the following rates: \$207.47 per round trip for eight (8) or fewer prisoners; \$311.65 per round trip for more than eight (8) prisoners; or \$89.05 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	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
2010	101	35	1000	4445		\$75,000
2011	101	35	1000	4445		\$77,851

Budget Funding Year(s) 2010-11 Start Date 1/01/10 End Date 12/31/11
 (must match resolution)

Funding Source Tax Dollars \$152,851

State Aid _____

\$ 152,851 Federal Aid _____
 (must match resolution)

Other _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 2-4-2010 - JOMARY VEIRA, SECRETARY