



March 27, 2020

**75713**

To: Honorable Members of the Board of Acquisition and Contract

From: Joseph K. Spano  
Commissioner of Correction

Re: Authority for the County of Westchester to enter into a second amendment to an agreement with Aramark Correctional Services, Inc. to provide food service at the Westchester County Department of Correction for the period from January 1, 2019 through December 31, 2020, at a cost not to exceed \$4,589,198.00, in order to provide that effective as of February 13, 2020, Aramark shall be paid at the per meal rates specified in Exhibit "A" to the proposed Resolution.

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On January 3, 2019, your Honorable Board authorized the County of Westchester ("County") to enter into an agreement ("Agreement") with Aramark Correctional Services, Inc. ("Aramark") to provide food service at the Westchester County Department of Correction for the period from January 1, 2019 through December 31, 2020, at a cost not to exceed \$4,589,198.00, payable at specified per meal rates, with the County's sole option to renew the agreement for up to three (3) additional one (1) year terms.

On December 12, 2019, your Honorable Board authorized the County to amend the Agreement in order to modify it with regard to the Catering Fund, Financial Commitment, and Indemnification provisions.

The Agreement provides that Aramark will be paid at per meal rates that assume a minimum of 1,000 inmates in the custody of the Department of Correction ("Department"). However, due to changes in law beyond Aramark's control such as criminal justice reform legislation, the inmate census has been decreased significantly below an average of 1,000, resulting in a higher per meal cost to Aramark which it cannot pass on to the County.

The County and Aramark propose to rectify this situation by entering into a second amendment to the Agreement that will include per-meal pricing for an inmate population of less than 1,000. Effective as of February 13, 2020, Aramark will be paid at the per meal rates

specified in Exhibit "A" to the attached Resolution. The maximum price per meal specified in Exhibit "A" to the Resolution is based on an inmate population of 600-650 inmates. Should the inmate population increase, the price per meal will decrease. All remaining terms of the Agreement will remain unchanged.

Aramark has provided excellent service to the Department since 1996. Based on the reasons above, the Department recommends that the Agreement be amended.

I believe that the proposed agreement is in the County's best interest and therefore recommend approval of the attached Resolution.

JKS/DLV/dv

APPROVED BOARD OF ACQUISITION & CONTRACT - 04/23/2020 - LISA M. BAI, SECRETARY

**RESOLUTION**

Based on a communication from the Commissioner of Correction, be it hereby

**RESOLVED**, that the County of Westchester is authorized to enter into a second amendment to an agreement with Aramark Correctional Services, inc. to provide food service at the Westchester County Department of Correction for the period from January 1, 2019 through December 31, 2020, at a cost not to exceed \$4,589,198.00, in order to provide that effective as of February 13, 2020, Aramark shall be paid at the per meal rates specified in Exhibit "A" attached hereto; and be it further

**RESOLVED**, that the maximum price per meal specified in Exhibit "A" is based on an inmate population of 600-650. Should the inmate population increase, the price per meal shall decrease as specified in Exhibit "A"; and be it further

**RESOLVED**, that all remaining terms and conditions of the agreement shall remain unchanged; and be it further

**RESOLVED**, that the County Executive or his designee is authorized to execute any instruments and take any actions reasonably necessary to effectuate the purposes hereof.

Account to be Charged/credited	Fund	Agency	Capital Project Or Org	Object/ Sub Object	Trust Account	Activity	Dollars
	N/A	35	N/A	N/A	N/A	N/A	N/A

Budget Funding Year(s) 2020 Start Date 02/13/2020 End Date 12/31/2020  
 (must match resolution)

Funding Source Tax Dollars N/A  
 State Aid \_\_\_\_\_  
 \$ N/A Federal Aid \_\_\_\_\_  
 (must match resolution) Other \_\_\_\_\_

APPROVED BOARD OF ACQUISITION & CONTRACTS 04/23/2020 J. CAMPUAJ, SECRETARY

**EXHIBIT "A"**

Westchester County Department of Correction  
Pricing for Normal Operation and During Kitchen Renovation

**Effective February 13, 2020 through December  
31, 2020**

<b>Inmate Menu</b>		<b>Kitchen Construction</b>	
<u>Number of Inmates</u>	<u>Price/ Meal</u>	<u>Number of Inmates</u>	<u>Price/ Meal</u>
600-650	\$2.084	600-650	\$2.144
651-700	\$2.050	651-700	\$2.110
701-750	\$2.017	701-750	\$2.077
751-800	\$1.983	751-800	\$2.043
801-850	\$1.949	801-850	\$2.009
851-900	\$1.916	851-900	\$1.976
901-950	\$1.882	901-950	\$1.942
951-1000	\$1.849	951-1000	\$1.909
1000-1024	\$1.815	1000-1024	\$1.875
1025-1049	\$1.802	1025-1049	\$1.862
1050-1074	\$1.782	1050-1074	\$1.842
1075-1099	\$1.748	1075-1099	\$1.808
1100-1124	\$1.723	1100-1124	\$1.783
1125-1149	\$1.704	1125-1149	\$1.764
1150-1174	\$1.687	1150-1174	\$1.747
1175-1199	\$1.681	1175-1199	\$1.741
1200-1224	\$1.657	1200-1224	\$1.717
1225-1249	\$1.633	1225-1249	\$1.693
1250-1274	\$1.618	1250-1274	\$1.678
1275-1299	\$1.588	1275-1299	\$1.648
1300-1324	\$1.574	1300-1324	\$1.634
1325-1349	\$1.551	1325-1349	\$1.611
1350-1374	\$1.538	1350-1374	\$1.598
1375-1399	\$1.534	1375-1399	\$1.594
1400-1424	\$1.524	1400-1424	\$1.584
1425-1449	\$1.513	1425-1449	\$1.573
1450-1474	\$1.502	1450-1474	\$1.562
1475-1499	\$1.489	1475-1499	\$1.549
150o+	\$1.479	150o+	\$1.539

\*The total number of inmate meals served per week shall be divided by 21 in order to determine the price point on the sliding scale.