

9223

Date: April 16, 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 City of Peekskill for Round Trip Prisoner Transportation between Peekskill and the Westchester County Jail for the Term Commencing January 1, 2010 and terminating December 31, 2011 in the total not to exceed amount of \$390,000.

On April 5, 2010, the Westchester County Board of Legislators adopted Act Number 22 - 2010, authorizing the County to enter into an Intermunicipal Agreement with the City of Peekskill ("Peekskill") for the term commencing January 1, 2010 through December 31, 2011, whereby Peekskill will provide round trip transportation for prisoners between Peekskill and the Westchester County Jail in Valhalla, New York in the total not to exceed amount of \$390,000. The total not to exceed amount of the Agreement shall be payable at the hourly rates that personnel engaged in prisoner transportation receive pursuant to the collective bargaining agreement, as indicated on Schedule "A" attached to the resolution, up to a maximum of five hours per round trip. In addition, Peekskill will be reimbursed at the rate of fifty cents (\$.50) per mile, or at the then current Internal Revenue Service mileage reimbursement rate, multiplied by the mileage to and from the Westchester County Jail, which is agreed to be twenty (20) miles each way, and for the actual and reasonable cost of prisoner meals.

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 invoicing. 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.

RAP/DI:sw
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 5-20-2010 - JOMARY VIEIRA, 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 City of Peekskill (“Peekskill”) for the term commencing January 1, 2010 and terminating December 31, 2011, whereby Peekskill will provide round trip transportation for prisoners between Peekskill and the Westchester County Jail located in Valhalla, New York. The total not to exceed amount of the agreement is \$390,000, and shall be payable at the hourly rates indicated in Appendix “A” which is attached hereto and made a part hereof, up to a maximum of five (5) hours per round trip, and at the rate of fifty cents (\$.50) per mile, or at the then current Internal Revenue Service mileage reimbursement rate, multiplied by the mileage to and from the Westchester County Jail, which is agreed to be twenty (20) miles each way. In addition, Peekskill will be reimbursed for the actual and reasonable costs of prisoner meals; and be it further

RESOLVED, that the County Executive or his 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		194,300
2011	101	35	1000	4445		195,700

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

Funding Source Tax Dollars X
 State Aid _____
 \$ 390,000 Federal Aid _____
 (must match resolution)
 Other _____

SCHEDULE "A"

PEEKSKILL REIMBURSEMENT

HOURLY RATE
(WAGES without FRINGE)

2010:

POLICE OFFICER I

\$43.34 per hour

POLICE OFFICER II

\$71.36 per hour

2011:

POLICE OFFICER I

\$44.86 per hour

POLICE OFFICER II

\$73.86 per hour

APPROVED BOARD OF ACQUISITION & CONTRACT - 5-20-2010 - PRIMARY VIEW SECRETARY