

31807

January 23, 2013

To: The Honorable Board of Acquisition and Contract

From: Rocco A. Pozzi
Commissioner, Department of Probation

Subject: Authority to enter into an agreement with Leake and Watts Services, Inc. for the provision of Secure Detention and related medical, clinical, educational, transportation, cleaning, security systems and food services at Woodfield Secure Detention Cottage, for the period January 1, 2013 through December 31, 2013, in an amount not to exceed \$2,790,558, with four (4) one-year County options to renew at the same cost and upon the same terms and conditions

Authority is requested for the County of Westchester, acting by and through its Department of Probation, to enter into an agreement with Leake and Watts Services, Inc. ("Leake and Watts") for the provision of Secure Detention and related, medical, clinical, educational, transportation cleaning, security systems and food services at Woodfield Secure Detention Cottage for the period January 1, 2013 through December 31, 2013 (the "Agreement") in an amount not to exceed \$2,790,558, payable in accordance with an approved budget and subject to appropriations, with four (4) one-year options on the part of the County to renew the Agreement at the same price and upon the same terms and conditions.

The County, through its Department of Probation (the "Department"), is required to provide secure detention and educational services as well as related services to all youth remanded by the New York Family Court as Juvenile Delinquents ("JDs) and Juvenile Offenders ("JOs"). The County issued a Request for Proposals ("RFP") on August 3, 2012 for Secure Detention Services which resulted in two proposals. The Department of Probation carefully reviewed the proposals and determined that the proposal of Leake and Watts was the most advantageous to the County because of their prior experience in Secure Detention services, cost efficiency, seamless transition and overall satisfaction with the services currently provided. Therefore we recommend the award of this Agreement to Leake and Watts.

The proposed Agreement serves a public purpose by ensuring the safety and well-being of the detainees in the facility and the residents of the County. Pursuant to this Agreement, Leake and Watts will provide educational and secure detention services in Woodfield Cottage for all youth referred who are JDs and JOs. This program provides a positive behavior modification incentive where youth earn points for positive behavior and lose points for negative behavior. The higher they reach on the points

charts (based on the “belt” system in karate), the more they are able to earn privileges that are in keeping with the secure detention facility. The program also operates utilizing positive role modeling and incentives that will result in youth adopting positive traits. The program offers a wide range of appropriate educational services. Leake and Watts provides all youth at Woodfield Cottage with New York State’s regulated complement of services and supports, providing the following services as needed: medical, clinical health, mental health, educational, recreational, life skills, transportation, cleaning, security systems and food service.

The goals and objectives of the Agreement are to provide secure detention services aimed at developing a balanced juvenile system that promotes community protection, fair and appropriate placement, accountability, and competency development for JDs and JOs. This program addresses the needs of these JDs and JOs in the following areas:

- Medical care
- Substance abuse services
- Mental health services
- Food services
- Counseling services
- Recreation and life skills
- Education

The goals and objectives of this program are in the best interests of the County in terms of public safety as the services provided to these detainees will help prevent youth crimes and delinquency and aid in the advancement of the moral, mental and social well-being of youth in Westchester County. The program will help create a peaceful living environment for its residents while assisting the detainees in becoming better people through the supportive services provided pursuant to the Agreement.

Further the above goals and objectives are in the best interests of the County in terms of fiscal responsibility as the Agreement will save public safety tax dollars as a result of the reduction in crime and violence. It should be noted that the per diem cost for detention services in the immediate surrounding counties, specifically centers in New York City and Nassau, is approximately \$473 to \$900 compared the Woodfield’s proposed daily rate of \$382.77. If the County did not run its own secure detention facility, the County would have to place remanded JDs and JOs in these other facilities at the higher rate, or seek detention centers that are located a significant distance from the County (e.g. Erie County), thereby incurring additional costs in staffing, overtime and transportation. Additionally, the cost of institutionalization in the Westchester County Jail reaches a per diem of over \$210. Since more than 80% of kids entering Woodfield receive the appropriate educational, mental health, medical and secure detention services that allow the County to better plan for their service needs in the community and avoid further placement, a number of these detainees will not return to a life of crime thereby allowing the County to avoid paying the per diem costs associated with future stays at the Westchester County Jail.

The goals and objectives of the Agreement will be monitored using performance measures. Leake and Watts has met and exceeded the performance goals during the prior 2011/12 contract. To date, the secure detention program had 24 admissions. All youth admitted to the program received orientation and intake, youth development and surveillance, educational, health and clinical services. It should be noted that Woodfield Cottage serves any counties and that not all of the admissions were

Westchester County residents. Westchester County does not have control of the after care decisions for those out-of-county placements.

Accordingly, approval of the attached resolution authorizing the County to enter into an agreement with Leake and Watts Services, Inc for one-year with four County renewal options , is respectfully requested.

RAP/DI
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 02/28/2013 - JOMARY VIEIRA SECRETARY

R E S O L U T I O N

Upon a communication from the Commissioner of the Department of Probation, be it hereby

RESOLVED, that the County of Westchester, acting by and through its Department of Probation, is authorized to enter into an agreement with Leake and Watts Services, Inc. (“Leake and Watts”) for the provision of secure detention and related, medical, clinical, educational, transportation, cleaning, security systems and food services at Woodfield Secure Detention Cottage for the period January 1, 2013 through December 31, 2013 (the “Agreement”) in an amount not to exceed \$2,790,558, payable pursuant to an approved budget, with four (4) one-year options on the part of the County to renew the Agreement at the same cost, and upon the same terms and conditions; and be it further

RESOLVED, that this Agreement is subject to County appropriations; 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 after such release(s) or adoptions(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 either to 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 authorized designee is authorized and empowered to execute and deliver all instruments and take all action necessary and appropriate to effectuate the purpose hereof.

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
101	39	2000	4380		\$2,790,558

Budget Funding Year(s) 2013 Start Date: 1/1/13 End Date: 12/31/13

(must match resolution)

Funding Source

Tax Dollars 34% (\$948,790)

State Aid 66% (\$1,841,768)

\$ 2,790,558

Federal Aid _____

Other _____

(must match resolution)