

#80733

To: The Honorable Board of Acquisition and Contract

From: Rocco A. Pozzi  
Commissioner

Date: December 10, 2020

Subject: Authority for the County of Westchester to enter into an agreement with Children's Village Services, Inc. for the provision of Secure/Specialized Secure Detention and related medical, clinical, educational, transportation, cleaning, security systems and food services at Woodfield Secure and Specialized Secure Detention Cottage from January 1, 2021 through December 31, 2025, in an amount not to exceed \$73,569,212 including County administrative overhead costs, with a County option to extend the agreement for two additional one-year terms in an amount not to exceed \$14,764,183 for the first option year and \$14,775,599 for the second option year, including County administrative overhead costs.

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Authority is requested for the County of Westchester (the "County"), acting by and through its Department of Probation, to enter into an agreement with Children's Village Services, Inc. ("Children's Village") for the provision of Secure and Specialized Secure Detention and related, medical, clinical, educational, transportation cleaning, security systems and food services at Woodfield Secure and Specialized Secure Detention Cottage for the period January 1, 2021 through December 31, 2025 (the "Agreement"). The Agreement will be for the total amount not to exceed \$73,569,212, which includes County administrative overhead costs, payable at the rate of \$14,680,980 in the first year, \$14,691,319 in the second year, \$14,701,867 in the third year, \$14,742,037 in the fourth year, and \$14,753,009 in the fifth year, all in accordance with an approved budget. At the County's sole option the Agreement may be extended for two additional one-year terms payable in the amount not to exceed \$14,764,183 for the first option year and \$14,775,599 for the second option year, in accordance with an approved budget, and which includes County administrative overhead costs.

The County, through its Department of Probation ( the "Department"), is required to provide secure detention, specialized 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”) and by the Westchester County Youth Part Superior Court as Adolescent Offenders (“AOs”). The population to be served consists of males and females who are at least ten years of age and less than seventeen years of age at the time they are alleged to have committed the acts leading to their detention. Youth over the age of 18 may be remanded to the facility in accordance with the Family Court Act and enacted Raise the Age legislation.

The County issued a Request for Proposals (“RFP”) on August 26, 2020 for Secure and Specialized Secure Detention Services which resulted in two proposals. A committee of seven members consisting of personnel from the Departments of Probation, Law, Corrections and the County Executive’s Office carefully reviewed the proposals utilizing the evaluation criteria contained in the RFP and determined that the proposal of Children’s Village received the highest rating, providing the most comprehensive and detailed plan to meet the secure and the specialized secure detention needs of the County. Therefore we recommend the award of this Agreement to Children’s Village.

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, Children’s Village will provide educational and secure and specialized secure detention services in Woodfield Cottage for all youth referred who are JDs, JOs and AOs. This program will provide a positive behavior modification incentive where youth earn points for positive behavior and lose points for negative behavior. The program will also operate utilizing positive role modeling and incentives that will result in youth adopting positive traits. The program will also be an accredited GED testing station in addition to offering a wide range of appropriate educational services. Children’s Village will provide 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 and specialized 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 and AOs. This program addresses the needs of these JDs, JOs and AO’s in the following areas:

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

Authority is also being requested to approve 11 subcontractors of Children’s Village who are to provide services pursuant to the agreement as detailed in Schedule “A”. The Department has investigated these subcontractors and recommends their approval by your Honorable Board.

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.

Furthermore, 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. If the County did not run its own secure detention facility, the County would have to place remanded JDs, JO's and AOs in other facilities at a 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, due to the extremely limited bed capacity across New York State it can be very difficult to obtain beds for Court remands. Providing remand capacity for the Court is a County responsibility. Youth entering Woodfield receive the appropriate educational, mental health, medical and secure/specialized 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. The secure/specialized secure detention program can accommodate or detain a maximum of 54 juveniles. All youth admitted to the program receive orientation and intake, youth development and surveillance, educational, health and clinical services. It should be noted that not all of the admissions are Westchester County residents, that Woodfield Cottage frequently serves other counties surrounding Westchester and occasionally other counties throughout the state. 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 Children's Village for a five-year term, with a County option to extend for two additional one-year terms is respectfully requested.

RAP/DI  
Attachment

## RESOLUTION

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

**RESOLVED**, that the County of Westchester (“County”), acting by and through its Department of Probation, is authorized to enter into an agreement with Children’s Village Services, Inc. (“Children’s Village”) for the provision of secure and specialized secure detention and related, medical, clinical, educational, transportation cleaning, security systems and food services at Woodfield Secure and Specialized Secure Detention Facility for the period January 1, 2021 through December 31, 2025 ( the “Agreement”) in an annual amount not to exceed: \$14,680,980 in 2021; \$14,691,319 in 2022; \$14,701,867 in 2023; \$14,742,037 in 2024 and \$14,753,009 in 2025 for a total amount not to exceed \$73,569,212, payable pursuant to an approved budget, including County administrative overhead. In addition, at the County’s sole option, the Agreement may be extended for two additional one-year terms in an amount not to exceed \$14,764,183 for the first option year in 2026, and \$14,775,599 for the second option year in 2027, payable pursuant to an approved budget, including County administrative overhead; and be it further

**RESOLVED**, that upon the recommendation of the Department of Probation, eleven (11) subcontractors are hereby approved to provide services pursuant to the Agreement, as detailed in Schedule “A” which is attached hereto and made a part hereof; 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

Year	Fund	Dept.	Major Program, Program & Phase or Unit	Object/ Sub- Object	Trust Account	Dollars
2021	101	39	2000/2200	4380		14,680,980
2022	101	39	2000/2200	4380		14,691,319
2023	101	39	2000/2200	4380		14,701,867
2024	101	39	2000/2200	4380		14,742,037
2025	101	39	2000/2200	4380		14,753,009

Budget Funding Year(s) 2021 – 2025 Start Date: 01/01/21 End Date: 12/31/25

(must match resolution)

Funding Source

Tax Dollars \$6,785,190

State Aid \$66,784,022

\$ 73,569,212

Federal Aid \_\_\_\_\_

Other \_\_\_\_\_

(must match resolution)

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/10/2020 USA MPAJAJ SECRETARY

SCHEDULE "A"

Azure Plumbing & Heating, 7 Bent Ave. Portchester, NY 10573

Brenmar Inc. *Commercial Appliance Repairs* 128 Radio Circle Drive, Mt. Kisco, NY

D and M Contracting *Electrical* 90 S. Central Ave. Elmsford, NY 10523

Enterprise *Fleet Management* PO Box 800080 Kansas City, MO 64180

Grainger Industrial Supply *Equipment* 505 Saw Mill River Rd, Elmsford, NY 10523

Kencal *Janitorial Services* 399 Knollwood, Rd White Plains, NY 10603

Securitas Electronic Security Inc. *Security and Camera Services* 1412 Broadway, New York, NY 10018

W.B. MASON CO. INC *Supplies* 76 Progressive Drive, Stamford, CT

WALLAUER *Paint and Decorating* - 30 Virginia Road, White Plains, 10603

Whitson's *Food Service* 100 Motor Parkways Islandia, NY 11749

Williams Scotsman *Mobile Trailers* 280 Skip Lane Bay Shore, NY 11706