

**84198**

DATE: April 6, 2021

TO: Board of Acquisition and Contract

FROM: Sherlita Amler, M.D.  
 Commissioner of Health

RE: Authority to award each of twelve (12) contracts for transportation of pre-school children with special needs, each of which is for a specified program(s) or region(s), based on the proposals received in response to each individual request for proposal solicitation. The twelve (12) contracts described below will be awarded for the period September 1, 2021, through August 31, 2026.

Westchester County is mandated by Section 4410 of the New York State Education Law, and its implementing regulations in 8 NYCRR Part 200, and by Title IIA, Article 25 of the New York State Public Health Law, all as may be amended from time to time, to pay for education and transportation of children with special needs.

Pursuant to Section 6 of the Westchester County Procurement Policy, on February 4, 2021, the County’s Department of Health (“WCDH”) issued a Request for Proposals (“RFPs”) for a total of twelve (12) contracts for transportation of pre-school children with special needs, each of which is for the following specified program(s) or region(s):

Contract Number	Program(s) Included
WCDH E/T569	ACDS of Westchester, Scarsdale
WCDH E/T570	Alcott School, Scarsdale Greenburgh Early Childhood Program, Hartsdale
WCDH E/T571	CSED CCC White House, Katonah CSED Boys & Girls Club, Mt. Kisco CSED CCC Kitchawan, Yorktown Heights CSED Child Care Center, Mt. Kisco CSED Peas & Karrots, Ossining
WCDH E/T572	Easterseals Project Explore, Valhalla
WCDH E/T573	Easterseals Project Soar, Carmel Guidance Center, Peekskill Theracare Bright Beginnings, Yorktown Heights
WCDH E/T574	Elizabeth Seton Children’s School, White Plains

WCDH E/T575	FSW Prime Time Therapeutic, Fisher Avenue, White Plains FSW Prime Time Therapeutic, North Broadway, White Plains FSW Prime Time Therapeutic, North Street, White Plains
WCDH E/T576	Guidance Center, Larchmont Mamaroneck UFSD/Pre-K, Larchmont
WCDH E/T577	Hawthorne Country Day School, Hawthorne
WCDH E/T578	Regional Transportation Needs – Central Region: Clear View Therapeutic, Briarcliff Manor CSED, Hawthorne Fred S. Keller School, Piermont HASC Rockland, Spring Valley Port Chester/WestCop Therapeutic, Port Chester
WCDH E/T579	Stepping Stones/Lois Bronz Children’s Center, White Plains Theracare Harrison Children’s Center, Harrison
WCDH E/T580	United Preschool Center, White Plains

In addition to the WCDH placing the RFPs on the Westchester County website to be available for download by prospective proposers, the RFPs were emailed to bus transportation companies having contracted with the WCDH in the past.

As provided for in the RFPs, each solicited contract would be for a term from September 1, 2021 through August 31, 2026, subject to County appropriations.

As specified in the RFPs, payments will be made on a round-trip per vehicle basis; with the proposal amounts having been calculated based upon such costs for the first year of service (i.e., September 1, 2021 through August 31, 2022).

For contract years two through five, the amount payable per vehicle shall be adjusted annually based on fifty percent (50%) of the increase (but not the decrease) in the Consumer Price Index - Public Transportation based on data obtained from The United States Department of Labor’s U.S. Cities Average Series ID: CUUR0000SETG.

As specified in the RFPs, the operator will not be paid for any day or days that schools and/or school programs for which transportation services are to be provided by the operator, are closed due to COVID-19. This includes closures by Executive Order and/or closures made at the sole discretion of individual schools and/or school programs

As specified in the RFPs, each awarded contract would require the operator to furnish performance security in a dollar amount equal to twenty percent (20%) of the ‘subtotal’ price for that contract (i.e., the contract cost for a school year and subsequent summer of services.

Proposals were received from the following eleven (11) bus companies: MAT Bus Corp, MR Transportation Inc., Orange County Transit LLC, Phillip Trans Corp., Royal Coach Lines, Inc., Super Wheels Inc., Silver Star Limo, LLC (“Silver Star”), All County Bus, LLC (“All County”), White Plains Bus Co., Inc. (“White Plains”), Astra Transportation Corp. (“Astra”), and TLC Transportation Corp. (“TLC”).

Proposals received from all eleven (11) bus companies were first given a departmental administrative review to determine initial eligibility. The proposal received from Silver Star Limo was deemed ineligible because it lacked the required experience. The ten (10) remaining companies were all rated and ranked based upon the evaluation criteria specified in the RFP, as indicated in Attachment "A". All County was ranked first for WCDH Contracts E/T 569, E/T 570, E/T 572, E/T 576, E/T 577 and E/T 579. Astra was ranked first for WCDH Contracts E/T 571, E/T 574, E/T 575 and E/T 578. Although Astra had the highest-scoring proposal for contract WCDH E/T 571, it declined the award. The company with the next highest ranked proposal, White Plains, accepted the award. In addition, White Plains was ranked first for WCHD Contract E/T 573. TLC was ranked first for WCDH Contract E/T 580. All of the first ranked proposers were deemed to be responsive to all elements of the RFP and not only offered the lowest price but that would also best satisfy the interests of the County.

Accordingly, the County therefore wishes to award each contract, on the terms described above and otherwise included in the RFP specification, to the following bus transportation operators, for the specified amounts for the first year, and the specified consequent performance security amount:

<u>Contract No.</u>	<u>Operator</u>	<u>Not-Exceed 2021-2022</u>	<u>20% Bond</u>
WCDH E/T 569	All County Bus, LLC	\$2,205,000	\$441,000
WCDH E/T 570	All County Bus, LLC	\$771,750	\$154,350
WCDH E/T 571	White Plains Bus Co., Inc.	\$1,810,830	\$362,166
WCDH E/T 572	All County Bus, LLC	\$1,181,250	\$236,250
WCDH E/T 573	White Plains Bus Co., Inc.	\$1,086,498	\$217,299.60
WCDH E/T 574	Astra Transportation Corp.	\$2,702,700	\$540,540
WCDH E/T 575	Astra Transportation Corp.	\$1,077,300	\$215,460
WCDH E/T 576	All County Bus, LLC	\$367,500	\$73,500
WCDH E/T 577	All County Bus, LLC	\$995,400	\$199,080
WCDH E/T 578	Astra Transportation Corp.	\$1,249,500	\$249,900
WCDH E/T 579	All County Bus, LLC	\$735,000	\$147,000
WCDH E/T 580	TLC Transportation Corp.	\$1,028,109.60	\$205,621.92

The transportation services to be provided under the above specified contracts is in the best interests of the County in terms of public health, safety and welfare, as providing safe transportation, for approximately seven hundred (700) Westchester County children with special needs by enabling their daily participation in special needs programs.

The goal and objective of the above-specified contracts is in the best interests of the County in terms of public health and welfare, by allowing these children with special needs to receive appropriate services in accordance with their respective approved Individualized Education Plan ("IEP") or Individualized Family Service Plan ("IFSP"), and do so in the child's least restrictive setting/natural setting.

The goal and objective of the above-specified contracts will be tracked and monitored by the staff of WCDH, including through County pre-approval on all bus routes prior to implementation, random County inspections to ensure vehicle safety and staff compliance with applicable requirements and policies, and reviews of monthly billing to ensure the accuracy of submitted documentation.

I respectfully recommend the adoption of the attached resolution.

SA/MY/AM/jpg  
Attachment

**RESOLUTION**

Upon a communication from the Commissioner of Health, it is hereby

**RESOLVED**, that the County of Westchester (the “County”) is hereby authorized to award each of the twelve (12) following contracts for transportation of pre-school children with special needs, to the operators specified below, as the first ranked proposers\* that were deemed to be responsive to all elements of the RFP, with each such contract being, a.) for a term from September 1, 2021 through August 31, 2026, subject to County appropriations, b.) for the respective program(s) or region(s) specified below, c.) for the respective not-to-exceed amount specified below for the first year of service, d.) for the respective performance security specified below, based upon the respective not-to-exceed amount for the first year of service, and e.) otherwise on the terms described in the RFP specification for each listed contract:

<b>Contract Number</b>	<b>Program(s)/Region</b>	<b>Company/Proposer</b>	<b>Not to Exceed Price 2021-2022</b>	<b>20% Bond</b>
WCDH E/T569	ACDS of Westchester, Scarsdale	All County Bus, LLC	\$2,205,000	\$441,000
WCDH E/T570	Alcott School, Scarsdale Greenburgh Early Childhood Program Hartsdale	All County Bus, LLC	\$771,750	\$154,350
WCDH E/T571	CSED CCC White House, Katonah CSED Boys & Girls Club, Mt. Kisco CSED CCC Kitchawan, Yorktown Heights CSED Child Care Center, Mt. Kisco CSED Peas & Karrots, Ossining	White Plains Bus Co., Inc.	\$1,810,830	\$362,166
WCDH E/T572	Easterseals Project Explore, Valhalla	All County Bus, LLC	\$1,181,250	\$236,250
WCDH E/T573	Easterseals Project Soar, Carmel Guidance Center, Peekskill Theracare Bright Beginnings, Yorktown Heights	White Plains Bus Co., Inc.	\$1,086,498	\$217,299.60
WCDH E/T574	Elizabeth Seton Children’s School, White Plains	Astra Transportation Corp.	\$2,702,700	\$540,540
WCDH E/T575	FSW Prime Time Therapeutic, Fisher Avenue, White Plains FSW Prime Time Therapeutic, North Broadway, White Plains FSW Prime Time Therapeutic, North Street, White Plains	Astra Transportation Corp.	\$1,077,300	\$215,460
WCDH E/T576	Guidance Center, Larchmont Mamaroneck UFSD/Pre-K, Larchmont	All County Bus, LLC	\$367,500	\$73,500
WCDH E/T577	Hawthorne Country Day School, Hawthorne	All County Bus, LLC	\$995,400	\$199,080
WCDH E/T578	Regional Transportation Needs – Central Region: Clear View Therapeutic, Briarcliff Manor CSED, Hawthorne Fred S. Keller School, Piermont HASC Rockland, Spring Valley Port Chester/WestCop Therapeutic, Port Chester	Astra Transportation Corp.	\$1,249,500	\$249,900
WCDH E/T579	Stepping Stones/Lois Bronz Children’s Center, White Plains Theracare Harrison Children’s Center, Harrison	All County Bus, LLC	\$735,000	\$147,000
WCDH E/T580	United Preschool Center, White Plains	TLC Transportation Corp.	\$1,028,109.60	\$205,621.92

\*Except for Contract WCDH E/T 571 in which Astra Transportation was the highest ranked proposer but declined the award. The company with the next highest ranked proposal, White Plains Bus Co., Inc., accepted the award.

; and be it further

**RESOLVED**, that for contract years two through five, the amount payable per vehicle shall be adjusted annually based on fifty percent (50%) of the increase (but not the decrease) in the Consumer Price Index - Public Transportation based on data obtained from The United States Department of Labor's U.S. Cities Average Series ID: CUUR0000SETG; and, be it further

**RESOLVED**, that each agreement is subject to County appropriations; and be it further

**RESOLVED**, that each 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 each 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 of time after such release(s) or adoption(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 to either terminate any or all of the agreements or to renegotiate the amounts and rates approved herein for any or all of the agreements. If the County subsequently offers to pay a reduced amount to the contractor for one or more of the agreements, then the contractor for each such agreement shall have the right to terminate such agreement upon reasonable prior written notice; and be it further

**RESOLVED**, that the County Executive or his duly authorized designee is hereby authorized to execute any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this Resolution.

APPROVED BOARD OF ACQUISITION'S CONTRACT, 2021 JOAN G. GUARDI, SECRETARY

<u>Fund</u>	<u>Dept</u>	<u>Major Program, Program &amp; Phase or Unit</u>	<u>Object/Sub-object</u>	<u>Trust Account</u>	<u>Dollars</u>	<u>Budget Year</u>
101	27	2700	4541		\$528,014.00	2021
101	27	2700	4539		\$4,752,125.00	2021
101	27	2700	4541		\$1,636,843.00	2022
101	27	2700	4539		\$14,731,588.00	2022
101	27	2700	4541		\$1,800,528.00	2023
101	27	2700	4539		\$16,204,747.00	2023
101	27	2700	4541		\$1,980,581.00	2024
101	27	2700	4539		\$17,825,222.00	2024
101	27	2700	4541		\$2,178,638.00	2025
101	27	2700	4539		\$19,607,744.00	2025
101	27	2700	4541		\$1,546,131.00	2026
101	27	2700	4539		\$13,915,173.00	2026
Budget Funding Year(s):		<u>2021-2026</u>	Start Date:	<u>09/01/21</u>	End Date:	<u>08/31/26</u>
Funding Source	Tax dollars	43%	\$41,584,154			
	State aid	57%	\$55,123,180			
<b>\$96,707,334</b>	Insurance	0%				
(must match resolution)	Medicaid					

APPROVED BOARD OF ACQUISITION & CONTRACT - 08/31/2021 JOAN COCCIARDI, SECRETARY

## ATTACHMENT "A"

### Request for Proposals Qualified Providers of School Bus Transportation for Special Needs Children

### Proposer Respondents

<b>Contract/Program</b>	<b>Bus Transporter/Operator</b>	<b>Score</b>	<b>Ranking</b>
WCDH E/T 569	All County Bus, LLC	88.25	1
WCDH E/T 570	All County Bus, LLC	94.25	1
WCDH E/T 571	White Plains Bus Co., Inc.	83.5	2
WCDH E/T 572	All County Bus, LLC	94.25	1
WCDH E/T 573	White Plains Bus Co., Inc.	92.5	1
WCDH E/T 574	Astra Transportation Corp.	89.33	1
WCDH E/T 575	Astra Transportation Corp.	97.33	1
WCDH E/T 576	All County Bus, LLC	94.25	1
WCDH E/T 577	All County Bus, LLC	94.25	1
WCDH E/T 578	Astra Transportation Corp.	93.33	1
WCDH E/T 579	All County Bus, LLC	94.25	1
WCDH E/T 580	TLC Transportation Corp.	89.75	1

#### E/T 569

<b>Bus Transporter/Operator</b>	<b>Score</b>	<b>Ranking</b>
Astra Transportation Corp.	-	-
All County Bus, LLC	88.25	1
White Plains Bus Co., Inc.	-	-
TLC Transportation Corp.	-	-
MAT Bus Corp.	-	-
MR Transportation Inc.	62.25	3
Orange County Transit LLC	-	-
Phillip Trans Corp.	43.5	4
Royal Coach Lines, Inc.	68	2
Super Wheels Inc.	-	-

#### E/T 570

<b>Bus Transporter/Operator</b>	<b>Score</b>	<b>Ranking</b>
Astra Transportation Corp.	89.33	2
All County Bus, LLC	94.25	1
White Plains Bus Co., Inc.	-	-
TLC Transportation Corp.	-	-
MAT Bus Corp.	-	-
MR Transportation Inc.	59.25	5
Orange County Transit LLC	-	-
Phillip Trans Corp.	43.5	6
Royal Coach Lines, Inc.	68	4
Super Wheels Inc.	85.25	3

#### E/T 571

<b>Bus Transporter/Operator</b>	<b>Score</b>	<b>Ranking</b>
Astra Transportation Corp.	93.33	1
All County Bus, LLC	76.25	4
White Plains Bus Co., Inc.	83.5	2

TLC Transportation Corp.	-	-
MAT Bus Corp.	81.75	3
MR Transportation Inc.	59.25	7
Orange County Transit LLC	74.25	5
Phillip Trans Corp.	43.5	8
Royal Coach Lines, Inc.	71	6
Super Wheels Inc.	-	-

**E/T 572**

<b>Bus Transporter/Operator</b>	<b>Score</b>	<b>Ranking</b>
Astra Transportation Corp.	89.33	2
All County Bus, LLC	94.25	1
White Plains Bus Co., Inc.	-	-
TLC Transportation Corp.	-	-
MAT Bus Corp.	-	-
MR Transportation Inc.	59.25	4
Orange County Transit LLC	-	-
Phillip Trans Corp.	43.5	5
Royal Coach Lines, Inc.	71	3
Super Wheels Inc.	-	-

**E/T 573**

<b>Bus Transporter/Operator</b>	<b>Score</b>	<b>Ranking</b>
Astra Transportation Corp.	-	-
All County Bus, LLC	79.25	2
White Plains Bus Co., Inc.	92.5	1
TLC Transportation Corp.	-	-
MAT Bus Corp.	78.75	3
MR Transportation Inc.	59.25	6
Orange County Transit LLC	73.75	4
Phillip Trans Corp.	49.5	7
Royal Coach Lines, Inc.	71	5
Super Wheels Inc.	-	-

**E/T 574**

<b>Bus Transporter/Operator</b>	<b>Score</b>	<b>Ranking</b>
Astra Transportation Corp.	89.33	1
All County Bus, LLC	82.25	2
White Plains Bus Co., Inc.	-	-
TLC Transportation Corp.	-	-
MAT Bus Corp.	-	-
MR Transportation Inc.	59.25	4
Orange County Transit LLC	-	-
Phillip Trans Corp.	43.5	5
Royal Coach Lines, Inc.	71	3
Super Wheels Inc.	-	-

**E/T 575**

<b>Bus Transporter/Operator</b>	<b>Score</b>	<b>Ranking</b>
Astra Transportation Corp.	97.33	1
All County Bus, LLC	85.25	2
White Plains Bus Co., Inc.	-	-

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TLC Transportation Corp.	-	-
MAT Bus Corp.	72.75	4
MR Transportation Inc.	59.25	5
Orange County Transit LLC	-	-
Phillip Trans Corp.	43.5	6
Royal Coach Lines, Inc.	74	3
Super Wheels Inc.	-	-

**E/T 576**

<b>Bus Transporter/Operator</b>	<b>Score</b>	<b>Ranking</b>
Astra Transportation Corp.	89.33	2
All County Bus, LLC	94.25	1
White Plains Bus Co., Inc.	-	-
TLC Transportation Corp.	-	-
MAT Bus Corp.	-	-
MR Transportation Inc.	59.25	5
Orange County Transit LLC	-	-
Phillip Trans Corp.	46.5	6
Royal Coach Lines, Inc.	71	4
Super Wheels Inc.	85.25	3

**E/T 577**

<b>Bus Transporter/Operator</b>	<b>Score</b>	<b>Ranking</b>
Astra Transportation Corp.	89.33	2
All County Bus, LLC	94.25	1
White Plains Bus Co., Inc.	-	-
TLC Transportation Corp.	79.5	3
MAT Bus Corp.	-	-
MR Transportation Inc.	59.25	5
Orange County Transit LLC	-	-
Phillip Trans Corp.	52.5	6
Royal Coach Lines, Inc.	71	4
Super Wheels Inc.	-	-

**E/T 578**

<b>Bus Transporter/Operator</b>	<b>Score</b>	<b>Ranking</b>
Astra Transportation Corp.	93.33	1
All County Bus, LLC	76.25	3
White Plains Bus Co., Inc.	-	-
TLC Transportation Corp.	-	-
MAT Bus Corp.	78.75	2
MR Transportation Inc.	59.25	5
Orange County Transit LLC	-	-
Phillip Trans Corp.	46.5	6
Royal Coach Lines, Inc.	71	4
Super Wheels Inc.	-	-

**E/T 579**

<b>Bus Transporter/Operator</b>	<b>Score</b>	<b>Ranking</b>
Astra Transportation Corp.	89.33	2
All County Bus, LLC	94.25	1
White Plains Bus Co., Inc.	-	-

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TLC Transportation Corp.	85.5	3
MAT Bus Corp.	-	-
MR Transportation Inc.	59.25	6
Orange County Transit LLC	-	-
Phillip Trans Corp.	46.5	7
Royal Coach Lines, Inc.	71	5
Super Wheels Inc.	85.25	4

**E/T 580**

<b>Bus Transporter/Operator</b>	<b>Score</b>	<b>Ranking</b>
Astra Transportation Corp.	-	-
All County Bus, LLC	82.25	2
White Plains Bus Co., Inc.	-	-
TLC Transportation Corp.	89.75	1
MAT Bus Corp.	-	-
MR Transportation Inc.	59.25	4
Orange County Transit LLC	-	-
Phillip Trans Corp.	52.5	5
Royal Coach Lines, Inc.	71	3
Super Wheels Inc.	-	-

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/06/2021 - JOAN COCCIARDI, SECRETARY