



Public Safety

BOL Meeting Minutes - Final

Committee Chair: Colin Smith

800 Michaelan Office Bldg.
148 Martine Avenue, 8th Floor
White Plains, NY 10601
www.westchesterlegislators.com

Monday, January 25, 2021

10:00 AM

Committee Room

CALL TO ORDER

Meeting joint with the Committee on Budget & Appropriations.

With a quorum present, Vice Chair Cunzio called the meeting to order at 10:08 AM.

Pursuant to Governor Andrew Cuomo's Executive Order No. 202.1, "Continuing Temporary Suspension and Modification of Laws Relating to the Disaster Emergency," which temporarily suspends portions of the New York State Open Meetings Law.

A section of the order, "Suspension of law allowing the attendance of meetings telephonically or other similar services," provides for the suspension of "Article 7 of the Public Officers Law, to the extent necessary to permit any public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed."

Others in Attendance: BOL: Catherine Borgia, Alessandra Restiano, James Silverberg, Jill Axelrod

BOL REMOTE: Vedat Gashi, Alfreda Williams, Damon Maher, Ruth Walter, David Tubiolo, Catherine Parker, Jose Alvarado, Melanie Montalto, Elizabeth LoBello DOC

REMOTE: Karl Vollmer, Bill Fallon DEF REMOTE: Vinnie Kopicki, Marian Pompa LAW

REMOTE: Sean Carey, Jane Hogan- Felix LAW: John Nonna YOUTH BUREAU REMOTE:

Dr. Harris-Madden, Bernie Dean PRC REMOTE: Kathy O'Connor, Peter Tartaglia DPW/T

REMOTE: Hugh Greechan

Present: Legislator Boykin and Legislator Covill

Absent: Legislator Smith

Remote: Legislator Barr, Legislator Cunzio, Legislator Johnson, Legislator Shimsky and Legislator Woodson-Samuels

MINUTES APPROVAL

I. ITEMS FOR DISCUSSION

1. [ACT-2021-12](#) IMA-Prisoner Transportation-Yonkers

AN ACT authorizing the County to enter into an Intermunicipal Agreement with the City of

Yonkers in order to provide reimbursement for prisoner transportation to the Westchester County Jail. (formerly MT # 13085)

Joint with B&A.

Guests: Warden Vollmer and Bill Fallon - Department of Corrections

Warden Vollmer and Bill Fallon from the Department of Corrections appeared before the Committee to discuss item # 2021-7-IMA-Prisoner Transportation-Yonkers. This legislation would authorize the County to enter into an IMA with the City of Yonkers in order to reimburse an amount not to exceed \$552,117 to Yonkers for the term commencing January 1, 2020 and terminating December 31, 2021. This IMA will allow the County to reimburse Yonkers for the costs it incurs in transporting prisoners who have been arraigned to and from Yonkers and the Westchester County Jail located at Valhalla, New York.

Reimbursement to Yonkers will be at the monthly flat rate of: \$34,791.50 for the months of January and February 2020 and at the sixty percent reduced rate of \$20,874.90 for the months March through July 2020, for a total for the period January 1, 2020 through July 31, 2020 of \$173,957.50. These flat rates will include all expenses related to the transportation of prisoners, including, but not limited to, labor costs, mileage and prisoner meals.

For the period August 1, 2020 through December 31, 2021 reimbursement to Yonkers will be for round trip transportation and will be based on the per hour labor costs of Detention Officers which will be reimbursed at the rate of \$50 per hour per Detention Officer with a maximum of two hours per round trip. Yonkers will also be reimbursed for vehicle usage at the rate of fifty-eight cents (\$.58) 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 16 miles each way. The County will also reimburse Yonkers for the actual and reasonable cost of meals provided to post-arraignment prisoners. Warden Vollmer explained that originally this agreement was reimbursed by flat rate. He explained that due to COVID and the Bail Reform, they have changed the reimbursement accordingly. Legislator Maher asked would be possible for the Department be able to use Correction Officers instead of the Detention Officers from Yonkers? Warden Vollmer stated that if they used DOC they would have to keep those Officers on even if they did not transport any prisoners. The way the IMA is set up they will only pay for the actual transport. Legislator Maher asked if he could have the number of pickups/drop-offs for Yonkers detainees from January 2018 to date and the costs. The Department will forward the information to the committee.

On motion of Legislator Cunzio, seconded by Legislator Barr, the above item was signed by committee. The motion carried by the following vote:

Aye: Legislator Barr, Legislator Boykin, Legislator Covill, Legislator Cunzio, Legislator Johnson, Legislator Shimsky and Legislator Woodson-Samuels

Absent: Legislator Smith

II. OTHER BUSINESS

III. RECEIVE & FILE

ADJOURNMENT

Moved by Legislator Shimsky, seconded by Legislator Woodson-Samuels, the Committee adjourned at 10:22 AM.