

ACT 200 - 2023

**TO THE COUNTY BOARD OF LEGISLATORS
COUNTY OF WESTCHESTER**

DRAFT
IMA ON FILE

Upon a communication from the County Executive, your Committee has been advised that pursuant to sections 500-c and 500-d of the New York State Correction Law, the County of Westchester (the "County") is required at its own expense to transport prisoners between local municipalities and the Westchester County Jail located at Valhalla, New York. In addition, the County must provide meals to such prisoners.

The County Executive has forwarded legislation which would authorize the County to enter into an intermunicipal agreement ("IMA") with the Town of Harrison ("Harrison") in order to reimburse amounts not to exceed: \$33,528 in 2023; \$34,529 in 2024; \$35,565 in 2025; \$36,721 in 2026 and \$37,824 in 2027 for a total amount not to exceed \$178,168 to be reimbursed to Harrison for the term commencing January 1, 2023 and terminating December 31, 2027. This IMA will allow the County to reimburse Harrison for the costs it incurs in transporting prisoners between Harrison and the Westchester County Jail.

Reimbursement to Harrison will be for round trip transportation. The County will reimburse Harrison for prisoner transportation at the following flat rates per round trip: \$289.04 in 2023, \$296.27 in 2024, \$303.67 in 2025, \$312.02 in 2026 and \$320.60 in 2027. The County will also reimburse Harrison for mileage at the then-current Internal Revenue Service rate per mile, and the actual and reasonable cost of meals provided to post-arraignment prisoners.

Your Committee is advised by the Department of Planning that pursuant to 6 NYCRR 617.2(b) of the New York State Environmental Quality Review Act (“SEQRA”) Regulations, the proposed prisoner transportation does not meet the definition of an “action” and no further environmental review is required. Please refer to the memorandum of the Department of Planning dated January 12, 2023, which is on file with the Clerk of the Board of Legislators. Your Committee concurs with this conclusion.

Your Committee has been advised that a majority of the voting strength of the Board of Legislators is required to adopt the annexed Act.

After review and careful consideration, your Committee recommends favorable action upon the proposed legislation.

Dated: *September 27th*, 2023
White Plains, New York

Louise Zell John J.
St. J.

Vedat Fesli
Nancy Bar

Vedat Fesli
Nancy Bar

Terry

COMMITTEE ON

C/DI 7/12/23

Budget & Appropriations

Public Safety

Dated: September 27, 2023

White Plains, New York

The following members attended the meeting remotely and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below

Committee(s) on:

Budget & Appropriations

Colin J. [Signature]

Kasson R. Maher WOF

David [Signature]

Dated: September 27th, 2023
White Plains, New York

The following members attended the meeting remotely, pursuant to Chapter 1 of New York State Laws of 2022, and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.

Committee(s) on:

PUBLIC SAFETY COMMITTEE



FISCAL IMPACT STATEMENT

SUBJECT: Town of Harrison 2023-2027

NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

(To be completed by operating department and reviewed by Budget Department)

A) GENERAL FUND AIRPORT SPECIAL REVENUE FUND (Districts)

B) EXPENSES AND REVENUES

Total Current Year Cost \$ 33,528

Total Current Year Revenue \$ _____

Source of Funds (check one): Current Appropriations

Transfer of Existing Appropriations

Additional Appropriations

Other (explain)

Identify Accounts: 35-1000-1000-4445

Potential Related Operating Budget Expenses: Annual Amount \$ _____

Describe: 2023- \$33,528.00 (to reimburse the municipalities for transporting prisoners and reimbursement will be based on approved zone rates).

Potential Related Revenues: Annual Amount \$ _____

Describe: _____

Anticipated Savings to County and/or Impact on Department Operations:

Current Year: N/A

Next Four years: 2024 - \$34,529, 2025 - \$35,565, 2026 - \$36,721, 2027 - \$37,824

Prepared by: Robert Priore

Title: Asst. Director Of Administrative Services

Department: Correction

Reviewed By: _____

Budget Director

8/31/23

ASB

If you need more space, please attach additional sheets.

ACT NO. 200 - 2023

AN ACT authorizing the County of Westchester to enter into an Intermunicipal Agreement with the Town of Harrison in order to provide reimbursement for prisoner transportation to the Westchester County Jail for the term January 1, 2023 through December 31, 2027.

BE IT ENACTED, by the County Board of Legislators of the County of Westchester, State of New York as follows:

Section 1. The County of Westchester (the “County”) be and hereby is authorized to enter into an Intermunicipal Agreement with the Town of Harrison (“Harrison”) in order to reimburse Harrison for the cost to transport prisoners round trip between Harrison and the Westchester County Jail located at Valhalla, New York, at a cost not to exceed \$178,168 for the term commencing January 1, 2023 and terminating December 31, 2027.

§2. The County will reimburse Harrison for prisoner transportation as follows:

| | <u>Round Trip</u> | <u>Annual not to exceed amount</u> |
|------|-------------------|------------------------------------|
| 2023 | \$289.04 | \$33,528 |
| 2024 | \$296.27 | \$34,529 |
| 2025 | \$303.67 | \$35,565 |
| 2026 | \$312.02 | \$36,721 |
| 2027 | \$320.60 | <u>\$37,824</u> |
| | TOTAL | \$178,168 |

The County will also reimburse Harrison for mileage at the then-current Internal

Revenue Service rate per mile, and for the actual and reasonable costs of meals provided to post-arraignment prisoners.

§3. The County Executive or his authorized designee be and hereby is authorized and empowered to execute instruments and take all action necessary and appropriate to accomplish the purposes hereof.

§4. This Act shall take effect immediately.

STATE OF NEW YORK)
) ss.
WESTCHESTER COUNTY)

I **HEREBY CERTIFY** that I have compared the foregoing Act, Act No. 200 - 2023, with the original on file in my office, and that the same is a correct transcript therefrom, and of the whole, of the said original Act, which was duly adopted by the County Board of Legislators, of the County of Westchester on October 2, 2023, and approved by the County Executive on October 4, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 5th day of October, 2023.



Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

