

ACT 123 - 2024

TO THE COUNTY BOARD OF LEGISLATORS COUNTY OF WESTCHESTER

DRAFT
IMA ON FILE

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 ("County") is required at its own expense to transport prisoners between local municipalities and the Westchester County Jail located at Valhalla, New York ("Westchester County Jail"). In addition, the County must provide meals to such prisoners.

Your Committee is in receipt of a communication from the County Executive recommending approval of an Act, which, if adopted, would authorize the County to enter into an intermunicipal agreement ("IMA") with the City of Peekskill ("Peekskill") for the term commencing January 1, 2024 and expiring December 31, 2025 in order to reimburse Peekskill in an amount not to exceed \$214,000 in 2024 and \$219,000 in 2025, for a total amount not to exceed \$433,000.00. This IMA will allow the County to reimburse Peekskill for the costs incurred by Peekskill to transport prisoners who have been arraigned to and from Peekskill and the Westchester County Jail.

The County will reimburse Peekskill for prisoner transportation for the term January 1, 2024 through December 31, 2024 at the following hourly rates: \$56.83 per hour with one police officer; \$91.70 per hour with two police officers, up to a maximum of four (4) hours per officer per round trip. The County will reimburse Peekskill for prisoner transportation for the term January 1, 2025 through December 31, 2025 at the following hourly rates: \$57.97 per hour with

one police officer; \$93.53 per hour with two police officers, up to a maximum of four (4) hours per officer per round trip.

Your Committee is further advised that reimbursement to Peekskill will be for round trip transportation and will be based on the per hour labor costs of police officers which range from \$56.83 to \$93.53 per hour, for a maximum of four hours per officer per round trip. Peekskill will also be reimbursed for vehicle usage between the City Court of Peekskill and the Westchester County Jail, which is agreed to be twenty (20) miles each way, at the rate of sixty-seven cents (\$.67) per mile, or at the then current Internal Revenue Service mileage rate for the term of the IMA. The County will also reimburse Peekskill for the actual and reasonable cost of meals provided to post-arraignment prisoners.

The Department of Planning has advised that the proposed IMA does not meet the definition of an “action” under the State Environmental Quality Review Act (“SEQRA”), and its implementing regulations, 6 NYCRR, Part 617. Please refer to the Memorandum from the Department of Planning dated January 8, 2024, which is on file with the Clerk of the Board of Legislators. Therefore, no environmental review is required. Your Committee concurs with this recommendation.

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

After review and careful consideration, your Committee recommends favorable action

upon the proposed Act.

Dated: June 10th, 2024
White Plains, New York

James J. Walsh
John J. Walsh
James J. Walsh
Don L. Walsh
Richard J. Walsh
John J. Walsh
Michael J. Walsh

Margaret A. Walsh
John J. Walsh
Richard J. Walsh
Richard J. Walsh
Richard J. Walsh

COMMITTEE ON

C:MB 4/29/24

Budget & Appropriations

Public Safety

Dated: June 10, 2024
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

Handwritten signature of Colin J. Amodeo in cursive script.

Public Safety

Handwritten signature of Colin J. Amodeo in cursive script.

FISCAL IMPACT STATEMENT

SUBJECT: City of Peekskill Prisoner Transport 2024-2025

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 \$ 214,000

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: 2025- \$ 219,000

Potential Related Revenues: Annual Amount \$ _____

Describe: _____

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

Current Year: _____

Next Four years: _____

Prepared by: William Fallon

Title: Director Of Administrative Services

Department: Correction

Reviewed By: 

Budget Director

5/22/24

If you need more space, please attach additional sheets.

AN ACT authorizing the County of Westchester to enter into an Intermunicipal Agreement with the City of Peekskill in order to provide reimbursement for prisoner transportation to the Westchester County Jail within the period from January 1, 2024 through December 31, 2025, for a total amount not to exceed \$433,000.00.

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 (“IMA”) with the City of Peekskill (“Peekskill”) in order to reimburse the municipality for the cost to transport prisoners round trip between Peekskill and the Westchester County Jail located at Valhalla, New York, an amount not to exceed \$214,000.00 in 2024, and an amount not to exceed \$219,000.00 in 2025, for a total not to exceed amount of \$433,000.00. The IMA will be for the term commencing January 1, 2024 and expiring December 31, 2025.

§2. The County will reimburse Peekskill for prisoner transportation for the term January 1, 2024 through December 31, 2024 at the following hourly rates: \$56.83 per hour with one police officer; \$91.70 per hour with two police officers, up to a maximum of four (4) hours per officer per round trip. The County will reimburse Peekskill for prisoner transportation for the term January 1, 2025 through December 31, 2025 at the following hourly rates: \$57.97 per hour with one police officer; \$93.53 per hour with two police officers, up to a maximum of four (4) hours per officer per round trip. Peekskill will also be reimbursed for vehicle usage between the City Court of Peekskill and the Westchester County Jail, which is agreed to be twenty (20) miles each way, at the rate of sixty-seven (\$.67) cents per mile, or at the then current Internal Revenue Service mileage rate for the term of the IMA. Peekskill will also be reimbursed 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)
)
WESTCHESTER COUNTY) ss.

I HEREBY CERTIFY that I have compared the foregoing Act, Act No. 123 - 2024, 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 June 17, 2024, and approved by the County Executive on June 18, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 19th day of June, 2024.



Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

