

ACT 238 - 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.

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 White Plains ("White Plains") in order to reimburse White Plains in an amount not to exceed \$97,500.00 in 2022, \$114,500.00 in 2023, \$195,000.00 in 2024, and \$195,000.00 in 2025, for a total amount not to exceed \$602,000.00, for the term commencing retroactively on January 1, 2022 and expiring on December 31, 2025. This IMA will allow the County to reimburse White Plains for the costs incurred by White Plains to transport prisoners who have been arraigned to and from White Plains and the Westchester County Jail.

Your Committee has been further advised that the annual reimbursement amount for 2022 and 2023 shall include all expenses related to the transportation of prisoners pursuant to the IMA. Thereafter, in 2024 and in 2025, reimbursement to White Plains for round trip prisoner transportation will be at the following all in rates: \$270.00 per round trip with two police officers; \$405.00 per round trip with three police officers; and \$540.00 per round trip with four police officers. White Plains shall not be entitled to reimbursement for any prisoner transportation expense not specifically provided in the IMA.

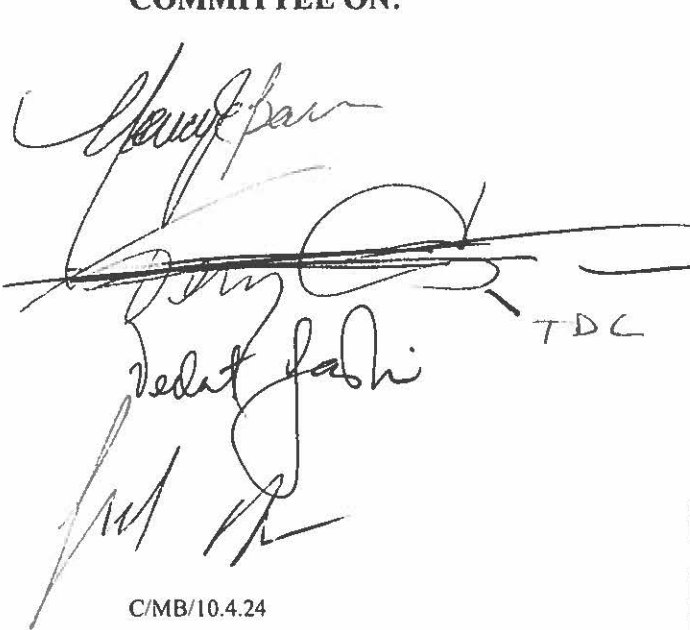
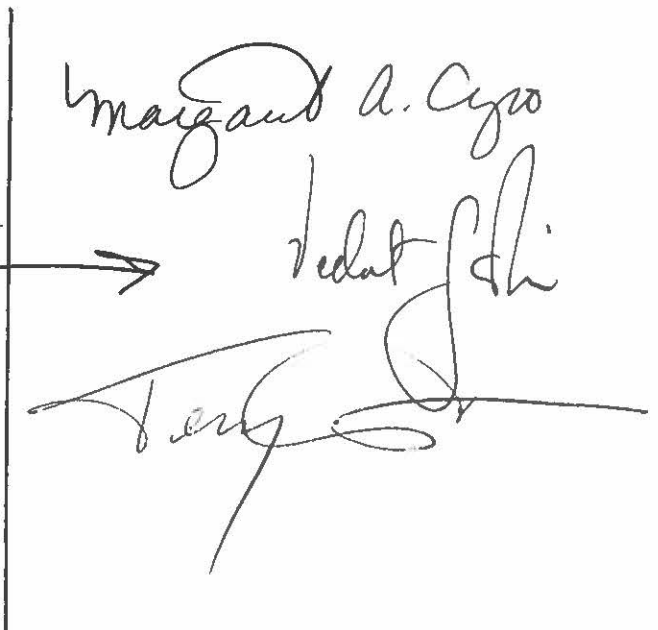
The Department of Planning has advised that the proposed IMA does not meet the definition of an "action" under the State Environmental Quality Review Act ("SEQRA"), and its implementing regulations, 6 NYCRR, Part 617. Please refer to the Memorandum from the Department of Planning dated January 8, 2024, 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 attached Act.

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

Dated: *November 19th*, 2024
White Plains, New York

COMMITTEE ON:

 <p><i>[Signature]</i> <i>[Signature]</i> <i>Vedat Jishi</i> <i>[Signature]</i> C/MB/10.4.24</p>	 <p><i>Margaret A. Cyro</i> <i>Vedat Jishi</i> <i>[Signature]</i></p>
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Budget & Appropriations

Public Safety

Dated: November 19th, 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.

Budget and Appropriations

Colin J. [Signature]

[Signature]

Genel Brillin Johnson

Public Safety

Colin J. [Signature]

FISCAL IMPACT STATEMENT

SUBJECT: Pris. Trans. White Plains 2022-2025

NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

SECTION A - FUND

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

SECTION B - EXPENSES AND REVENUES

Total Current Year Expense \$ 97,500

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: 2022-\$97,500(to reimburse city of White Plains for transporting prisoners).

Potential Related Operating Budget Revenues: Annual Amount _____

Describe: _____

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

Current Year: N/A

Next Four Years: 2023- \$114,500

2024-\$195,000

2025-\$195,000

Prepared by: William Fallon *WF*

Title: Director of Administrative services

Department: Correction

Date: October 9, 2024

Reviewed By: *[Signature]*

Budget Director

Date: 10/11/24

ACT NO. 2024 - 238

AN ACT authorizing the County of Westchester to enter into an Intermunicipal Agreement with the City of White Plains in order to provide reimbursement for prisoner transportation to the Westchester County Jail within the period from January 1, 2022 through December 31, 2025, for a total amount not to exceed \$602,000.00.

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 White Plains (“White Plains”) in order to reimburse the municipality for the cost to transport prisoners round trip between White Plains and the Westchester County Jail located at Valhalla, New York, in the amount not to exceed in an amount not to exceed \$97,500.00 in 2022, \$114,500.00 in 2023, \$195,000.00 in 2024, and \$195,000.00 in 2025, for a total amount not to exceed \$602,000.00 for the term commencing retroactively on January 1, 2022 and expiring on December 31, 2025.

§2. The County will reimburse White Plains the annual reimbursement amount for 2022 and 2023, which shall include all expenses related to the transportation of prisoners pursuant to the IMA. In 2024 and in 2025, reimbursement to White Plains for round trip prisoner transportation will be at the following all in rates: \$270.00 per round trip with two police officers; \$405.00 per round trip with three police officers; and \$540.00 per round trip with four police officers. White Plains shall not be entitled to reimbursement for any prisoner transportation expense not specifically provided in the IMA.

§3. The County Executive or his authorized designee be and hereby is authorized and empowered to execute instruments and to take any and 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. 238 - 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 December 9, 2024, and approved by the County Executive on December 11, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 11th day of December, 2024.



Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

