

OnBase ID # 111175

DATE May 16, 2025

TO: Honorable Board of Acquisition and Contract

FROM: Rocco A. Pozzi
Commissioner of Probation

SUBJECT: Authority to enter into a fifth amendment to an agreement with Satellite Tracking of People, LLC for the provision of electronic monitoring services used in the supervision and tracking of individuals under the supervision of the Department of Probation, in an original amount not-to-exceed \$73,000 for a term commencing on March 1, 2020 through February 28, 2021, as subsequently amended, in order to extend the agreement for one year commencing retroactively on March 1, 2025 through February 28, 2026 in an amount not to exceed \$87,600

On February 27, 2020, your Honorable Board authorized the County of Westchester (the "County"), acting by and through the Department of Probation (the "Department"), to enter into an agreement (the "Agreement") with Satellite Tracking of People, LLC ("STOP"), for the provision of electronic monitoring services to be used by the Department to monitor, track, and/or limit the movement of individuals under court-ordered supervision, for a term commencing on March 1, 2020 through February 28, 2021, in an amount not-to-exceed \$73,000, payable pursuant to an approved budget, with the County having the sole option to renew the Agreement for up to four additional one year terms. The Agreement was subsequently executed.

On April 22, 2021, your Honorable Board authorized the County, acting by and through the Department, to amend the Agreement in order for the County to exercise the first of its four options to renew the Agreement for one year from March 1, 2021 through February 28, 2022, and to increase the not-to-exceed amount of the Agreement by \$73,000 for a total amount not-to-exceed \$146,000, payable pursuant to an approved budget (the "First Amendment"). The First Amendment was subsequently executed.

On March 3, 2022, your Honorable Board authorized the County, acting by and through the Department, to amend the Agreement in order for the County to exercise the second of its four options to renew the Agreement for one year from March 1, 2022 through February 28, 2023, and to increase the not-to-exceed amount of the Agreement by \$83,000 for a total amount not-to-exceed \$229,000, payable pursuant to an approved budget (the "Second Amendment"). The Second Amendment was subsequently executed.

On April 13, 2023, your Honorable Board authorized the County, acting by and through the Department, to amend the Agreement in order for the County to exercise the third of its four options to renew the Agreement for one year from March 1, 2023 through February 28, 2024, and to increase the not-to-exceed amount of the Agreement by \$87,600 for a total amount not-to-exceed \$316,600, payable pursuant to an approved budget (the Third Amendment"). The Third Amendment was subsequently executed.

On February 22, 2024, your Honorable Board authorized the County, acting by and through the Department, to amend the Agreement in order for the County to exercise the fourth option to renew the Agreement for one year from March 1, 2024 through February 28, 2025, and to increase the not-to-exceed amount of the Agreement by \$100,000 for a total amount not-to-exceed \$416,600, payable pursuant to an approved budget (the "Fourth Amendment"). The Fourth Amendment was subsequently executed.

Authority of your Honorable Board is now being requested for the County, acting by and through the Department, to enter into a fifth amendment to the Agreement in order to extend the term of the Agreement for one year, commencing retroactively on March 1, 2025 through February 28, 2026 and to increase the not-to-exceed amount of the Agreement by \$87,600 for services rendered during the extended one year term of the Agreement, for a total amount not-to-exceed \$504,200, payable pursuant to an approved budget (the "Fifth Amendment"). All other terms and conditions of the Agreement, as previously amended, shall remain the same and in full force and effect.

STOP provides a multi-tiered system of services that allows for monitoring that can be tailored to an appropriate level, based on risk requirements. This allows for the most cost-effective way to approach bail reform requirements for pre-trial supervision, the supervision of adolescent offenders, and family and criminal court probationers.

At the lowest level, STOP offers a smart phone application that allows the enrollee to actively engage with the supervising probation officer during the monitoring process. This is the least intrusive and least restrictive level of monitoring. The next level is a home based receiver biometric fingerprint scanner with radio frequency technology that provides a moderately restrictive manner of monitoring curfews and home confinement. An added level of monitoring is available in conjunction with the receiver by adding an ankle-worn radio frequency transceiver. At the highest level, STOP offers an ankle-worn device with GPS technology that allows for the 24/7/365 GPS tracking of enrollees. All of the foregoing methods connect to STOP's web-based electronic monitoring platform that receives, organizes and displays all data from these technologies.

The public purpose of the Fifth Amendment is to continue to provide the required pre-trial electronic monitoring services, supervision of adolescent offenders, and family and criminal court probationers and to continue to allow for different levels of monitoring, as needed.

The proposed Fifth Amendment is in the County's best interests regarding public health and safety in that it will continue to increase public safety while simultaneously reducing the number of cases where probation revocation and incarceration is required, resulting in cost savings for the County.

The goals and objectives of the Fifth Amendment will be tracked and monitored by the Department.

A separate resolution is being simultaneously submitted to your Honorable Board this date to grant an exemption from the Westchester County Procurement Policy and Procedures pursuant to Section 3(a)(xxi) thereof.

Accordingly, I recommend adoption of the annexed Resolution.

RAP/LAC
Attachment

RESOLUTION

Upon a communication from the Commissioner of Probation, be it hereby

RESOLVED, that the County of Westchester ("County"), acting by and through the Department of Probation (the "Department"), is authorized to enter into a fifth amendment to an agreement with Satellite Tracking of People, LLC ("STOP") in the original amount of \$73,000 for the provision of electronic monitoring services used in the supervision and tracking of individuals under the supervision of the Department, for a term commencing on March 1, 2020 and expiring on February 28, 2021 (the "Agreement"), as subsequently amended, in order to extend the term of the Agreement for one year, commencing retroactively on March 1, 2025 through February 28, 2026 and to increase the not-to-exceed amount of the Agreement by \$87,600 for services rendered during the extended one year term of the Agreement, for a total amount not-to-exceed \$504,200, payable pursuant to an approved budget; and be it further

RESOLVED, that except as specifically amended, all other terms and conditions of the Agreement, shall remain the same, and in full force and effect; and be it further

RESOLVED, that the Agreement, as amended, is subject to County appropriations; and be it further

RESOLVED, that the Agreement, as amended, 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 the 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 the Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Contractor, then the Contractor shall have the right to terminate the Agreement upon reasonable prior written notice; and be it further

RESOLVED, that the County Executive, or his duly appointed designee, is hereby authorized and empowered to execute any documents and take such actions as may be necessary and appropriate to effectuate the purposes hereof.

Account to be
Charged/Credited

Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub- Object	Trust Account	Dollars
101	39	1000	4130		\$87,600

Budget Funding Year(s) 2025 Start Date 03/01/2025 End Date 02/28/2026
(must match resolution)

Funding Source	Tax Dollars	\$87,600
	State Aid	
	Federal Aid	
	Other	

\$87,600
(must match resolution)

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Funding Source Tax Dollars \$87,600
State Aid
Federal Aid
Other

\$87,600
(must match resolution)

APPROVED BOARD OF ACQUISITION & CONTRACT - 05/29/2025 - RAYMOND SCULKY, SECRETARY