

Fiscal 2009 Executive Budget Hearings

Department of Correction (Capital)

May 2008

*Hon. Christine C. Quinn
Speaker of the Council*

*Hon. David I. Weprin, Chair
Committee on Finance*

*Hon. Miguel Martinez, Chair
Committee on Fire & Criminal
Justice Services*

*Preston Niblack, Director
Finance Division*

New York City Council Finance Division

Preston Niblack
Director

Jeffrey Rodus
Deputy Director

Jonathan Rosenberg
Deputy Director

Department of Correction (Capital)

John Russell
Analyst

Agency Overview

The Department of Correction (DOC) manages New York City's inmate population. DOC provides custody and control for four categories of detainees: inmates awaiting trial or sentencing, misdemeanants or felons sentenced to one year or less, State prisoners with court appearances in New York City and alleged parole violators awaiting revocation hearings.

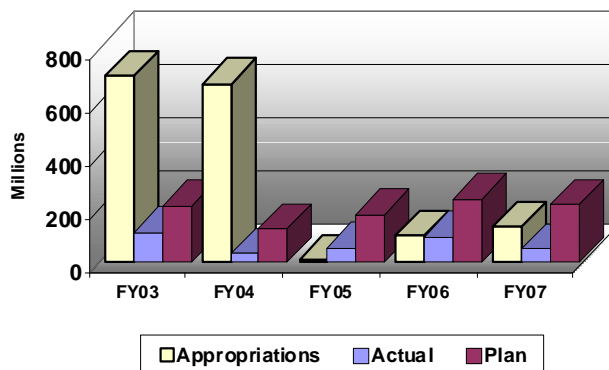
As part of its overall rehabilitation efforts, the Department provides professional care and services including drug abuse counseling, health care, religious observance, educational and job training opportunities, and legal services (including access to law libraries) for the incarcerated.

DOC is responsible for the transportation of several thousand inmates to and from court, work locations or community service projects and hospitals on a daily basis. The Department currently operates 14 jail facilities, including ten on Rikers Island and four borough facilities. In addition, the Department maintains court holding areas (pens) in each borough and prison wards in three City hospitals.

At the present time, the Department's jails have a maximum physical capacity of 19,674 beds. The projected average daily inmate population for Fiscal 2008 is 14,127, about 200 above last year's average.

DEPARTMENT OF CORRECTION

Appropriations vs. Actual & Planned Commitments
(City funds)

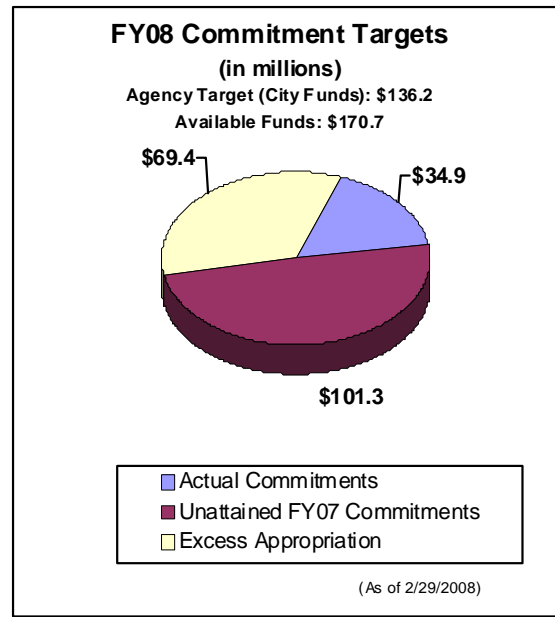


Current Budget Summary

The May 2008 Capital Commitment Plan includes \$1.286 billion in Fiscals 2009-2012 for the Department of Correction (City and non-City funds). This represents approximately 3 percent of the total \$43.1 billion Executive Plan for Fiscals 2009-2012. The agency's May Commitment Plan for Fiscals 2009-2012 is 7.9 percent greater than the \$1.192 billion in the January Commitment Plan, an increase of \$93.8 million.

As of February 29, 2008, the Department of Correction has only committed \$34.9 million, or 72.9 percent, of its \$47.9 million Fiscal 2008 Plan. Over the past five years, DOC has only committed an average of 34 percent of its annual capital plan. Therefore, it is assumed that a large portion of the agency's Fiscal 2008 capital plan will be rolled into Fiscal 2009, thus greatly increasing the size of the Fiscals 2009-2012 capital plan. Since Adoption last June, the Capital Commitment Plan for Fiscal 2008 has decreased from \$136.2 million to \$47.9 million, a reduction of \$88.3 million or 64.8 percent. This reduction is due to the rolling of funds from Fiscal 2008 to Fiscal 2009 in the Executive Plan.

Current DOC appropriations total \$170.7 million in City funds for Fiscal 2008. These appropriations are to be used to finance the Department's \$13 million remaining balance of the City-funded Fiscal 2008 capital commitment program. The agency has 12 times more funding than it needs to meet its entire capital commitment program for the current fiscal year.



Fiscal 2009 Executive Capital Budget

The Department of Correction's capital commitments for the last five years are shown below:

FIVE YEAR HISTORY – CAPITAL BUDGET (\$ in millions)					
	FY03	FY04	FY05	FY06	FY07
CITY	110	30	51	93	47
NON-CITY	0	0	0	0	0
TOTAL	110	30	51	93	47

The Preliminary Four-Year Capital Plan is shown below:

PRELIMINARY CAPITAL PLAN – JANUARY 2008 (\$ in millions)					
	FY09	FY10	FY11	FY12	FY's 09-12
CITY	133.1	186.9	598.1	269.8	1,187.9
NON-CITY	3.8	0	0	0	3.8
TOTAL	136.9	186.9	598.1	269.8	1,191.7

The Executive Four-Year Capital Plan is shown below:

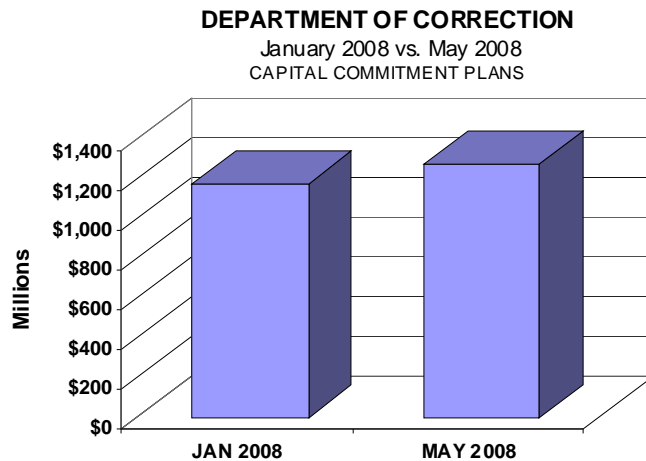
EXECUTIVE CAPITAL PLAN – MAY 2008 (\$ in millions)					
	FY09	FY10	FY11	FY12	FY's 09-12
CITY	226.9	186.9	598.1	269.8	1,281.7
NON-CITY	3.8	0	0.0	0.0	3.8
TOTAL	230.7	186.9	598.1	269.8	1,285.5

Note: Totals may not add due to rounding.

EXECUTIVE BUDGET HIGHLIGHTS:

Planned Commitments for Fiscals 2009-2012

The Department of Correction's planned commitments for Fiscals 2009-2012 increased by \$93.8 million or 7.8 percent, in the January Plan to a total of \$1.285 billion. This increase is the result of the exact amount (\$93.8M) being rolled from Fiscal 2008 to Fiscal 2009. Aside from this roll, there is no net change to the total funding in the DOC's capital plan.



Funding for large scale projects for the Department in the May Capital Plan for Fiscals 2009-2012 include:

- \$329 million for a new borough jail. Pending the Council's approval, this funding was to go toward the proposed Oak Point Jail Facility (Bronx), but the property may not be available due to bankruptcy proceedings against the property owner. The Oak Point Plan is currently on hold and the DOC is exploring alternative plans.
- \$240 million for plans to reopen and expand the Brooklyn House of Detention to accommodate 1,479 Brooklyn inmates awaiting trial or disposition. The expansion would take five years and would more than double the facilities current inmate capacity. If needed, the facility could be re-open within a few weeks.
- \$388 million for capacity replacement citywide. These funds are planned for Fiscal 2011. The DOC will need to replace 3,000 to 4,000 beds in the next few years and the Department is currently exploring options for capacity replacement.
- \$89.3 million for Phase II of the renovation of the James A. Thomas Center at Rikers Island, with an inmate capacity of 1,200.
- \$62.6 million for the construction of a Co-Generation Power Plant which will save the Department an estimated \$7 million annually and will pay for itself in eight years of operation.