

32449

February 25, 2013

TO: Board of Acquisition and Contract

FROM: George N. Longworth, Commissioner-Sheriff  
Department of Public Safety

RE: **Authority to amend Short Form Contract #19333 with ELRAC Inc d/b/a Enterprise to increase the amount by \$2,533. to \$22,533. This is required to provide funding for four (4) surveillance vehicles associated with a new agreement between the Department of Public Safety and the IRS effective on October 1, 2012.**

Authority to amend Short Form Contract #19333 with ELRAC Inc d/b/a Enterprise to increase the amount by \$2,533. to \$22,533. This is required to provide funding for four surveillance vehicles associated with a new agreement between the Department of Public Safety and the IRS effective on October 1, 2012, pursuant to an approved budget (the "Agreement"). It should be noted that in accordance with the Agreement, the cost of these four vehicles will be reimbursed by the IRS.

The proposed Agreement is in the public's best interest as it allows the Department of Public Safety to participate in complex financial investigations involving local narcotics money laundering operations utilizing the specialized financial investigative experience of IRS Special Agents combined with financial reimbursement for certain operational expenses (such as overtime incurred and surveillance vehicle rentals). Additionally, the Department of Public Safety will receive a share of any asset forfeitures resulting from said investigations.

The goals and objectives of this program are to develop and investigate the laundering of narcotics proceeds occurring within the Westchester/New York metropolitan area with the goal of criminal prosecution and asset forfeitures relating to same.

The goals and objectives of this program will support the public safety and/or welfare by providing law enforcement with both specialized investigative and financial support to identify and disable sophisticated local criminal elements.

The goals and objectives of this program will be tracked and monitored by reviewing the program on an ongoing basis for the duration of the contract. The Commanding Officer of the Detective Division will conduct reviews during which feedback is gathered regarding the effectiveness of the program. This information will be reported to the Commissioner of the Department of Public Safety.

An appropriate resolution is herewith attached for your Honorable Board's consideration.

GNL/CPB/cs  
Attachment

**RESOLUTION**

Upon a communication from the Commissioner-Sheriff, Department of Public Safety, be it hereby

**RESOLVED**, that the County of Westchester, acting by and through its Department of Public Safety, is authorized to amend a Short Form Contract with ELRAC Inc d/b/a Enterprise to increase the amount by \$2,533. to \$22,533. This is required to provide funding for four surveillance vehicles associated with a new agreement between the Department of Public Safety and the IRS effective on October 1, 2012, pursuant to an approved budget (the "Agreement"). It should be noted that in accordance with the Agreement, the cost of these four vehicles will be reimbursed by the IRS; and be it further

**RESOLVED**, that all other terms and conditions of the original agreement shall remain the same; and be it further

**RESOLVED**, that this Agreement is subject to County appropriations; and be it further

**RESOLVED**, that this Agreement 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 this 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 this 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 this Agreement upon reasonable prior written notice, and be it further

**RESOLVED**, that the County Executive, or his authorized designee, be, and hereby is, authorized to enter into and execute this agreement for the County of Westchester.

Account to be Charged

Fund	Dept.	Major Program, Program & Phase or Unit	Object/ Sub Object	Dollars
101	38	M003	6291	\$2,533

Budget Funding Years (must match resolution)

Start Date 01/01/2012

End Date 12/31/2012

Funding Source

Tax Dollars \$2,533

\$2,533 (must match resolution)

State Aid \_\_\_\_\_  
Federal Aid \_\_\_\_\_  
Other \_\_\_\_\_