

43251

November 14, 2014

TO: Board of Acquisition and Contract

FROM: George N. Longworth
Commissioner-Sheriff

RE: Authority to renew an Inter-Municipal Agreement with the Village of Tarrytown pursuant to which the Village, through its police department, will assist the County in enforcing the Westchester County For-Hire Vehicle Law, Chapter 270 of the Westchester County Administrative Code and its implementing regulations for a term of three (3) years from the date of execution thereof.

By resolution approved on July 12, 2012, your Honorable Board authorized the County to enter into an Inter-Municipal Agreement with the Village of Tarrytown (the "Village") pursuant to which the Village, through its police department, would assist the County in enforcing the Westchester County For-Hire Vehicle Law (the "For Hire Vehicle Law") for a period of twelve (12) months from the date of execution thereof (the "Original IMA"). The Original IMA was subsequently executed.

The Original IMA expired on July 29, 2013 and the Village has requested that it be renewed for a three (3) year term (the "Renewal IMA"). It should be noted that due to delays beyond the reasonable control of the parties, the Original IMA expired before the Village police were ever able to perform their enforcement duties. In the interim, however, they did receive extensive training from the Westchester County Police and are now eager to begin their own enforcement patrols under the Renewal IMA.

Pursuant to the terms of the Renewal IMA, the Village will assist the County by having its police department issue appearance tickets to any person, partnership, corporation, or other entity violating the For-Hire Vehicle Law. The County will prosecute, hear and determine the appearance tickets in accordance with the terms of the Renewal IMA and the For-Hire Vehicle Law. For the services rendered by the Village, the Village will be paid a fee equal to twenty-five percent (25%) of the total penalties collected by the County from the enforcement of appearance tickets issued by the Village.

The term of the Renewal IMA will be for a period of three (3) years commencing upon execution thereof by both parties and may be terminated on sixty (60) days written notice upon the mutual consent of the parties. In addition, the Renewal IMA may only be modified or

terminated by the County upon the recommendation of the County Executive and subsequent approval of the Board of Legislators of Westchester County.

By Act No. 2014 - 200, approved on November 10, 2014, the Westchester County Board of Legislators authorized the County to renew the Original IMA for a three (3) year term commencing upon the date of execution thereof.

The Renewal IMA will serve a public purpose by enhancing the County's enforcement of the For-Hire Vehicle Law.

The goals and objectives of the Renewal IMA will be to have the Village police department assist the County in enforcing the For-Hire Vehicle Law by issuing appearance tickets for violations of the law in its jurisdiction.

The goals and objectives are in the best interests of the County in terms of public safety because there will more police officers dedicated to issuing appearance tickets to violators of the law. The goals and objectives are also in the County's best interests in terms of fiscal responsibility because of the increased revenue the County will receive as a result of the enhanced enforcement efforts.

The goals and objectives of this program will be tracked and monitored by the Commissioner-Sheriff and by the Commission.

This agreement is exempt from the Westchester County Procurement Policy pursuant to Section 3(a) iii thereof.

A Resolution for your Honorable Board's consideration is annexed hereto.

GNL/jpg
Attachment

RESOLUTION

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

RESOLVED, that the County of Westchester (the "County"), acting by and through its Department of Public Safety, is authorized to renew an Inter-Municipal Agreement ("IMA") with the Village of Tarrytown (the "Village") pursuant to which the Village, through its police department, will assist the County in enforcing the Westchester County For-Hire Vehicle Law, Chapter 270 of the Westchester County Administrative Code, for a three (3) year term commencing upon the date of execution thereof; and be it further

RESOLVED, that in consideration for services rendered by the Village, the Village will be paid a fee equal to twenty-five percent (25%) of the total penalties collected by the County from the enforcement of appearance tickets issued by the Village; and be it further

RESOLVED, that the IMA may be terminated on sixty (60) days written notice upon mutual consent of the parties and may only be modified or terminated by the County upon the recommendation of the County Executive and subsequent approval by the Board of Legislators; and be it further

RESOLVED, that the County Executive or his authorized designee is authorized and empowered to execute and deliver all instruments and take all actions necessary or appropriate to effectuate the purposes hereof.

Account to be Charged/Credited	Fund	Agency	Major Program, Program & Phase or Unit	Revenue	Dollars
2015	101	38	4000	9581	\$13,500
2016	101	38	4000	9581	\$14,445
2017	101	38	4000	9581	\$15,456

Budget Funding Year(s) 2015-2017 Start Date Upon Execution End Date 3-Year Term
(must match resolution)

Funding Source Tax Dollars _____
 State Aid _____
 \$ 43,401 Federal Aid _____
 (must match resolution) Other Revenue \$43,401 _____