

49244

November 4, 2015

To: Honorable Board of Acquisition and Contract

From: Kathleen M. O'Connor  
Commissioner

Re: Authority for the County of Westchester to enter into a license agreement with the New York State Department of Corrections and Community Supervision to allow for the use of a shooting range at the Blue Mountain Sportsman's Center for a term from January 1, 2016 through December 31, 2020.

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Authority is requested for the County of Westchester, acting by and through its Department of Parks, Recreation and Conservation (the "Department"), to enter into a license agreement (the "Agreement") with the New York State Department of Corrections and Community Supervision ("DOCCS"), to allow for the use of a shooting range at the Blue Mountain Sportsman's Center for a term from January 1, 2016 through December 31, 2020. Actual firearms training will occur during the period from April 1<sup>st</sup> through December 15<sup>th</sup> in each year of the Agreement. Additional daily usage may occur during the period from December 16<sup>th</sup> through March 31<sup>st</sup> in each year of the Agreement. Any requests for additional use for firearms training or classroom instruction will require the prior approval of the Department. DOCCS will provide payment for additional use at the Department's approved rates and fees.

Under the Agreement the County will provide, among other things, the use of a 25 yard shooting range for firearms instruction on weekdays, as well as space for an office trailer and an ammunition bunker. DOCCS will pay the following annual license fees:

2016	\$36,200
2017	\$38,010
2018	\$39,910
2019	\$41,906
2020	\$44,001

DOCCS will provide its own certified range officers and indemnify the County for any claims resulting from its use of the range.

Annual qualification in firearms training is mandated for all New York State Parole Officers by the New York State Division of Criminal Justice Services. The goal and objective of this agreement is to grant access to County owned property in order to allow DOCCS to meet this mandate. This Agreement promotes fiscal responsibility as the County will benefit from the revenue generated by the Agreement. The Department will monitor this Agreement through frequent site visits and interaction with DOCCS personnel.

This license agreement is exempt from the operation of the Westchester County Procurement Policy pursuant to Section 3 (b) thereof.

I recommend approval of the attached proposed Resolution.

APPROVED BOARD OF ACQUISITION & CONTRACT - 11/24/2015 - JOHN COCCARDI, SECRETARY

RESOLUTION

Upon a communication from the Commissioner of Parks, Recreation and Conservation, be it hereby

RESOLVED, that the County of Westchester (the "County") acting by and through its Department of Parks, Recreation and Conservation (the "Department"), is hereby authorized to enter into a license agreement (the "Agreement") with the New York State Department of Corrections and Community Supervision ("DOCCS") to allow for the use of a shooting range at the Blue Mountain Sportsman's Center for a term from January 1, 2016 through December 31, 2020; and be it further

RESOLVED, that under the Agreement, the County shall provide, among other things, the use of a 25 yard shooting range for firearms instruction on weekdays, as well as space for an office trailer and an ammunition bunker; and be it further

RESOLVED, that DOCCS shall pay the following annual license fees:

2016	\$36,200
2017	\$38,010
2018	\$39,910
2019	\$41,906
2020	\$44,001; and be it further

RESOLVED, that any requests for additional use for firearms training or classroom instruction will require the prior approval of the Department and DOCCS will pay the County for such additional use at the Department's approved rates and fees; and be it further

RESOLVED, that DOCCS shall provide its own certified range officers and indemnify the County for any claims resulting from its use of the range; and be it further

RESOLVED, that the County Executive or his authorized designee is hereby authorized to execute all instruments and take all actions reasonably necessary to implement this Resolution.

Original Agreement \$200,027.00  
 First Amendment \$  
**This Amendment** \$  
 TOTAL \$200,027.00

Agreement #

Account to be Charged/credited	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars	
	165	42	4051	9160		\$36,200	2016
	165	42	4051	9160		\$38,010	2017
	165	42	4051	9160		\$39,910	2018
	165	42	4051	9160		\$41,906	2019
	165	42	4051	9160		\$44,001	2020

Budget Funding Year(s) 2016-2020 Start Date 1/1/16 End Date 12/31/20  
 (must match resolution)

Funding Source Tax Dollars \_\_\_\_\_  
 State Aid \_\_\_\_\_  
\$200,027.00 Federal Aid \_\_\_\_\_  
 (must match resolution) Other \_\_\_\_\_ revenue \_\_\_\_\_

APPROVED BOARD OF ACQUISITION & CONTRACT - 1/12/2015 - JOAN COCCIARDI, SECRETARY