



Department of Emergency Services

Memorandum

24611

DATE: January 31, 2012

TO: Board of Acquisition and Contract

FROM: John M. Cullen, Acting Commissioner of Emergency Services

Re: **Resolution authorizing the County of Westchester (“County”) to exercise an option to renew an agreement with the Valhalla Fire District (“District”) wherein the District will participate in specialized training and activities with the Grasslands Fire Brigade and fire suppression services for a term commencing January 1, 2012 and expiring December 31, 2012, in an amount not-to-exceed Forty Five Thousand (\$45,000.00) Dollars**

On March 14, 2011 the Westchester County Board of Legislators adopted Act No. 28 -2011 and thereafter on April 7, 2011 your Honorable Board authorized the County to enter into an agreement (the “Agreement”) wherein the District would participate in specialized training and activities with the Grasslands Fire Brigade and fire suppression services for a term commencing January 1, 2011 and expiring December 31, 2011 in an amount not-to-exceed Forty Five Thousand (\$45,000.00) Dollars. The resolution also provided the County with the sole option to renew the Agreement for one (1) additional year on the same terms and conditions. An agreement was duly executed on or about April 27, 2011.

The County desires to exercise its option to renew the Agreement. Accordingly, the attached Resolution, if approved by your Honorable Board, will authorize the County to exercise its renewal option with the District on the same terms and conditions, for a term commencing January 1, 2012 and expiring December 31, 2012, in an amount not-to-exceed Forty Five Thousand (\$45,000.00) Dollars, which will increase the total contract amount not-to-exceed to Ninety Thousand (\$90,000.00) Dollars.

The public purpose of the proposed agreement is to enhance fire protection in order to assure the safety and general welfare of the public on the Grasslands Reservation, including but not limited to residents, employees and members of the public that visit or obtain services on the Reservation. The goal of this program is to assure that the District is aware of and prepared to handle the unique circumstances, challenges and operating procedures associated with providing

fire suppression to the Grasslands Campus. It is the objective of the Department to provide the latest information, training and situational awareness to the District to minimize their risk and to reduce the potential loss of life and property on the Grasslands Campus. In addition, this program will play a vital role in bolstering the preparedness levels of both the County and the District.

The Department shall monitor contract compliance and performance through the review of quarterly response reports as well as the review of attendance at periodic training sessions, inspection and drill activities.

The proposed agreement is fiscally responsive in that it results in a cost effective alternative to the County creating a 24 hour a day 365 day a year group of first responders that would need to be trained and prepared to handle the unique circumstances, challenges and operating procedures associated with Grasslands campus.

The proposed agreement increases security of private and public assets on the Grasslands Reservation by increasing the responder's familiarity with the unique circumstances, challenges and operating procedures associated with campus.

Accordingly, your favorable action on the annexed proposed Resolution is respectfully requested.

JMC/TSA/mn
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 01/22/2012 - JOMARY VIEIRA SECRETARY

RESOLUTION

Upon a communication from the Acting Commissioner of Emergency Services, be it hereby

RESOLVED, that the County of Westchester (“County”) is authorized to exercise its option to renew its agreement with the Valhalla Fire District (“District”) whereby the District shall participate in specialized training and activities with the Grasslands Fire Brigade and fire suppression services on the same terms and conditions for a term commencing on January 1, 2012 and expiring December 31, 2012 for an amount not to exceed Forty Five Thousand (\$45,000.00) Dollars, increasing the total contract amount not-to-exceed to Ninety Thousand (\$90,000.00) Dollars; and be it further

RESOLVED, that all other terms and conditions 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 is authorized and empowered to execute and deliver all instruments and take all actions necessary or appropriate to effectuate the purposes hereof.

Original Agreement \$ 45,000.00
 First Amendment \$ 45,000.00
 TOTAL \$ 90,000.00

Account to be
 Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
101	20	1000	4420		\$ 45,000

Budget Funding Year(s) 2012 Start Date 1/1/12 End Date: 12/31/12

(must match resolution)

Funding Source Tax Dollars \$ 45,000

State Aid _____

\$ 45,000 Federal Aid _____

(must match resolution)

Other _____