

**36586**

DATE: October 22, 2013

TO: The Honorable Board of Acquisition and Contract

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

Re: Authority for the County of Westchester (the "County") to enter into an agreement with the New York State Division of Homeland Security and Emergency Services, for the County to receive grant funds in an amount not-to-exceed \$1,292,005.00 under its FY2013 Urban Area Security Initiative ("UASI") to purchase various communications equipment, Chemical, Biological, Radiological, Nuclear and Explosive ("CBRNE") response, detection and mitigation equipment, personnel costs, and training services; for a term September 1, 2013 through August 31, 2015

Attached for your consideration is a Resolution which, if approved by your Honorable Board, would authorize the County of Westchester (the "County"), acting by and through its Department of Public Safety (the "Department"), to enter into an agreement with the New York State Division of Homeland Security and Emergency Services (the "DHSES"), to accept a grant in an amount not-to-exceed \$1,292,005.00 under its FY2013 Urban Area Security Initiative ("UASI"). The Department will use the grant funds to purchase various communications equipment, CBRNE response, detection and mitigation equipment, personnel costs, and training services, for a term from September 1, 2013 through August 31, 2015, pursuant to periodic reimbursement to the County from the DHSES subsequent to the County making any such purchases (the "Agreement").

Under the Agreement, DHSES shall directly reimburse the County for such aforementioned purchases for an amount not- to-exceed \$1,292,005.00, upon the County's presentation of invoices to the DHSES, together with supporting documentation.

The Agreement shall serve a public purpose by enabling the County to continue to improve its ability to protect residents from all hazardous incidents.

The goals and objectives of the Agreement are to provide the County with funds to purchase equipment and training services to maintain and further improve the County's ability to prevent and respond to all hazardous incidents throughout the County.

The goals and objectives are in the County's best interest in terms of public safety as the grant funds will be used to purchase the aforementioned equipment and training services which will allow it to continue to improve its ability to protect county residents from all hazardous incidents.

The Department shall track and monitor the Agreement's effectiveness by analyzing the results obtained from a series of DHSES required performance measures.

The grant agreement with DHSES does not constitute a procurement and as such the provisions of the Westchester County Procurement Policy and Procedures do not apply.

I certify that my department, a) has copies of, or access to, all applicable laws, rules, regulations, grant applications, and grant agreements (including any master grant agreement), as well as any guidance or instructions received from the agency making the grant (the "Grant Terms"), b) has reviewed the Grant Terms, c) is aware of and understands all of the Grant Terms, and d) can and will comply with all of the Grant Terms.

Accordingly, authority is respectfully requested from your Honorable Board for the County to enter into this Agreement.

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Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 11/21/2013 - JOMARY WEIRA, SECRETARY

## RESOLUTION

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

**RESOLVED**, that the County of Westchester (the “County”) acting by and through its Department of Public Safety (“Department”), is hereby authorized to enter into a grant agreement (the “Agreement”) with the New York State Department of Homeland Security and Emergency Services (the “DHSES”) to accept a grant in an amount not-to-exceed \$1,292,005.00 under its FY2013 Urban Area Security Initiative (“UASI”) which will enable the County to purchase various communications equipment, Chemical, Biological, Radiological, Nuclear and Explosive response, detection and mitigation equipment, personnel costs, and training services September 1, 2013 through August 31, 2015, pursuant to periodic reimbursement to the County from the DHSES subsequent to County making any such purchases; and be it further

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

<u>Account to be Charged/Revenue</u>	<u>Fund</u>	<u>Dept</u>	<u>Major Program, Program &amp; Phase or Unit</u>	<u>Revenue</u>	<u>Trust Account</u>	<u>Dollars</u>
2013-2015	263	38	475N	9853		\$1,292,005.00

Budget Funding Year(s) 2011 - 2013      Start September 1, 2013    End Date August 31, 2015

Funding Source      Tax Dollars:      \$0  
State Aid:      \$1,292,005.00 (federal pass-thru)  
\$1,292,005.00      Federal Aid:  
(must match resolution)  
Other: