

36969

DATE: November 14, 2013

TO: Board of Acquisition and Contract

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

RE: Authority for the County of Westchester, acting through its Department of Public Safety Services, to enter into an Inter-Municipal Agreement with the City of Peekskill pursuant to which the County will lease to the City a Mobile Command and Communications Vehicle for a five year term commencing upon execution for use by the City's Police Department when responding to calls for Mutual Aid, and for responses to incidents in the City

Authorization is requested for the County of Westchester ("County"), acting by and through its Department of Public Safety Services (the "Department"), to enter into an Inter-Municipal Agreement ("IMA") with the City of Peekskill ("City") pursuant to which the County will lease to the City the vehicle identified in Schedule "A" ("Vehicle"), for use by the City's Police Department when responding to calls for Mutual Aid, and for responses to incidents in the City.

The Executive Board for New York State Counter Terrorism Zone Three (3) ("CTZ 3"), which comprises both Westchester and Putnam Counties, has determined that northern Westchester County would benefit by the addition of mobile command and communication resources. Specifically, the CTZ 3 has indicated that the City, which has a large population, would be the most strategic location to place a mobile command and communications vehicle and that the City's Police Department (the "Department") would be the most appropriate agency to operate these resources and recommends that the County assign a mobile command and communications vehicle to this area.

As the County recently purchased a new mobile command and communications vehicle using funding received through a grant from the United States Department of Homeland Security, it is therefore feasible for it to lease to the City an older command and communications vehicle (the "Vehicle" identified in Schedule "A") that it no longer requires for County purposes. This lease will allow for the strategic placement and operation of the Vehicle and will benefit the citizens of Westchester County.

Under the proposed IMA, the County will lease the Vehicle in "AS IS" condition. In consideration for the use of the Vehicle, the City will pay the sum of One (\$1.00) Dollar and as

additional consideration will man and operate the Vehicle for Mutual Aid and for responses to incidents in the City.

The City will register the Vehicle and maintain insurance naming the County as additional insured. The City will also indemnify, hold harmless and defend the County against any claims resulting from their use and/or maintenance of the Vehicle. Title will remain with the County. The IMA will be for a five (5) year term commencing upon execution. At the expiration of the IMA the Vehicle will be transferred back to the County or authorization for an agreement to continue with the arrangement will be pursued.

It should be noted that on November 12, 2013, the Westchester County Board of Legislators by Act No. 2013-178, authorized the County to enter into the IMA with the City for the above stated purposes.

The proposed IMA is in the public's best interest and will promote the safety and general welfare of the public by having an additional Vehicle available to assist the County in connection with emergency response services for mutual aid situations.

The goals and objectives of this program are to enhance public safety by enabling police officers responding to a call for Mutual Aid to provide a more cohesive interoperable communications and emergency alerting system throughout the county.

The Department will monitor the transfer of the Vehicle and shall maintain the Vehicle's title, along with insurance certificates naming the County as additional insured.

Based upon the foregoing, I most respectfully recommend approval of the attached Resolution.

GNL/JPG/jg
Attachment

RESOLUTION

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

RESOLVED, that the County of Westchester (“County”), acting by and through its Department of Public Safety Services (the “Department”), is authorized to enter into an Inter-Municipal Agreement (“IMA”) with the City of Peekskill (“City”) pursuant to which the County will lease to the City the Mobile Command and Communications Vehicle identified in Schedule “A,” attached hereto (the “Vehicle”), for use by the City’s Police Department when responding to a call for Mutual Aid, and for responses to incidents in the City; and, be it further

RESOLVED, that the County will lease the Vehicle in “AS IS” condition and the City will pay consideration of One (\$1.00) Dollar and also will man and operate the Vehicle for Mutual Aid calls. The City will register the Vehicle and maintain insurance naming the County as additional insured. The City will also indemnify, hold harmless and defend the County against any claims resulting from their use and/or maintenance of the Vehicle. Title will remain with the County. The IMA will be for a five (5) year term commencing upon execution. At the expiration of the IMA the Vehicle will be transferred back to the County or authorization for an agreement to continue with the arrangement will be pursued; 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	Dept	Major Program, Program & Phase or Unit	Object/ Sub Object	Trust Account	Dollars
101	38	2000	9149		\$5.00

Budget Funding Year(s) _____ Start Date _____ End Date _____
 (must match resolution)

Funding Source Tax Dollars _____

State Aid _____

\$ 5.00 Federal Aid _____

(must match resolution) Other _____

SCHEDULE "A"

VEHICLE

MAKE: INTERNATIONAL TRUCK AND ENGINE CORP.

MODEL: CUSTOM CAB AND CHASIS

YEAR: 1996

VIN # 1HTMGABP6TH687720

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/12/2013 - JOMARY VIEIRA, SECRETARY