



Department of Emergency Services

Memorandum

43529

TO: Board of Acquisition and Contract

FROM: John M. Cullen
Commissioner of Emergency Services

DATE: November 25, 2014

SUBJECT: Authority to enter into:

- 1) A Grant Agreement with the New York State Division of Homeland Security and Emergency Services to accept \$132,000.00 in grant funding under the FY 2014 HazMat Grant Program for the period September 1, 2014 through August 31, 2016; and
- 2) A Regional Partnership Agreement with Dutchess County and Putnam County in order to administer the FY 2014 HazMat Grant for a term commencing upon execution and continuing for a period of five (5) years thereafter.

Authorization is requested for the County of Westchester ("County"), acting by and through its Department of Emergency Services ("Department"), to enter into a grant agreement with the New York State Division of Homeland Security and Emergency Services ("DHSES") to accept FY 2014 Hazardous Materials ("HazMat") Grant Program funds in the amount of One Hundred Thirty-Two Thousand (\$132,000.00) Dollars. The HazMat grant funds will be used to purchase Chemical Protective Clothing and HazMat field detection and classification equipment and train appropriate personnel in the proper use of the equipment which will build sustainable Chemical, Biological, Radiological, Nuclear, and Explosives ("CBRNE") detection, response and decontamination capabilities in the region. This technology is intended to help advance the Lower Hudson Valley Region team's Federal Emergency Management Agency/New York State National Incident Management System typing for field testing and sampling. The grant agreement is for the period commencing September 1, 2014 through August 31, 2016.

In addition, in order to receive funding from DHSES, the County is required to enter into a Regional Partnership Agreement (“RPA”) with Dutchess County and Putnam County (collectively “the Regional Partners”). Legislation seeking authorization to enter into the RPA was approved by the County Board of Legislators on November 24, 2014, by Act No. 210 - 2014. Under section 161.11(1) of the Laws of Westchester County, the authority of your Honorable Board is also required in order for the County to enter into the RPA. Accordingly, authority is respectfully requested for the County to enter into an agreement with the Regional Partners. Funding for this initiative is provided by the DHSES under the FY 2014 HazMat Grant Program. The RPA will commence upon execution and remain in effect for a period of five (5) years thereafter.

The goals and objectives of this program are to address vulnerabilities and develop protocols to meet target capabilities as outlined in the Federal Guidelines. This includes providing assistance to and support for surveillance, detection, interdiction, response, mitigation, operations and recovery from threats or acts of terrorism and man-made and natural hazards. The program will enhance the safety and security of Westchester County residents and will enhance the region’s HazMat response and Mutual Aid capabilities to assess and manage the consequences of a hazardous materials release, either accidental or as part of a terrorist attack. The RPA will enable the County to strengthen CBRNE Detection, Response and Decontamination Capabilities.

The Department will be able to monitor the effectiveness of this effort through a series of performance measures required by DHSES.

The Grant Agreement with DHSES does not constitute a procurement of goods or services and as such is not subject to the County Procurement Policy. The RPA is exempt from the Procurement Policy pursuant to section 3(a)iii thereof.

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.

Attached for your approval is an appropriate resolution.

JMC/LL/jpg

RESOLUTION

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

RESOLVED, that the County of Westchester (“County”), acting by and through its Department of Emergency Services (the “Department”), is authorized to enter into a grant agreement with the New York State Division of Homeland Security and Emergency Services (“DHSES”) to accept grant funds for the period commencing September 1, 2014 through August 31, 2016, for a total amount not to exceed One Hundred Thirty-Two Thousand (\$132,000.00) Dollars, to be used to purchase Chemical Protective Clothing and HazMat field detection and classification equipment and to train appropriate personnel in the proper use of the equipment which will build sustainable Chemical, Biological, Radiological, Nuclear, and Explosives (“CBRNE”) detection, response and decontamination capabilities in the region, in compliance with the FY 2014 Hazardous Materials (“HazMat”) Grant Program; and be it further

RESOLVED, that the County, acting by and through the Department, is authorized to enter into a Regional Partnership Agreement (“RPA”) with Dutchess County and Putnam County in order to administer funding from DHSES under the FY 2014 HazMat Grant Program for a five (5) year term commencing upon execution; and be it further

RESOLVED, that the County Executive or his authorized designee is hereby authorized to execute any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this Resolution.

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
263	20	225P	9853	T225	\$132,000.00

Budget Funding Year(s) 2014-2016 Start Date 9/01/2014 End Date: 8/31/2016
 (must match resolution)

Funding Source Tax Dollars _____

State Aid _____

\$132,000.00 Federal Aid \$132,000

(must match resolution)

Other _____