

**52188**

TO: Board of Acquisition and Contract

FROM: Jay T. Pisco, P.E.  
Commissioner of Public Works and Transportation

DATE: June 7, 2016

SUBJECT: Authority to enter into an agreement with the Town of Cortlandt to transfer three (3) paratransit buses pursuant to the lottery held on May 18, 2016 in accordance with Section 131.41 of the Laws of Westchester County.  
(Agreement No. DOTOP07-16)

---

As your Honorable Board is aware, pursuant to Section 131.41 of the Laws of Westchester County, the County of Westchester (the "County") is authorized to hold a lottery offering surplus or obsolete paratransit buses to Westchester County "municipalities", including cities, towns, villages, boards of cooperative educational services, fire districts, and school districts, for use in conjunction with various local or regional programs that benefit Westchester County residents.

To be considered for the lottery, interested municipalities were required to submit an application stating both the need for the paratransit bus and the way in which it would be used to benefit the citizens of Westchester County. The municipality also needed to indicate in its application that, upon winning the lottery it would enter into an agreement with the County to certify that it would comply with any restrictions imposed by federal or state funding and hold the County harmless in connection therewith.

The lottery was held on May 18, 2016. The Town of Cortlandt was successful in its bid to obtain a paratransit vehicle. The vehicles being assigned are as follows:

<u>Municipality</u>	<u>Year</u>	<u>Make</u>	<u>VIN#</u>
Cortlandt	2009	FORD E350	1FDWE35P69DA78237
Cortlandt	2012	FORD Transit Connect	NMOKS9CN0CT082178
Cortlandt	2012	FORD Transit Connect	NMOKS9CN2CT082179

Authority is requested to enter into an agreement with the Town of Cortlandt to transfer ownership of the noted paratransit vans. The agreement will provide that for the sum of One (\$1.00) Dollar, the paratransit vans are being transferred by the County in "AS IS" condition, that the County makes no representations, guarantees, or warranties, and that the Town of Cortlandt commits to using the paratransit vans for purposes that benefit the citizens of Westchester County.

The goals and objectives of this lottery program are to ensure that the municipalities will be able to use and operate paratransit buses to benefit the citizens of Westchester County.

Board of Acquisition and Contract  
Agreement No. DOTOP07-16  
Town of Cortlandt  
Paratransit Bus Transfer  
Page 2

The proposed agreement is in the public's best interest and will promote the safety and general welfare of the public by offering transportation for those in need. In addition, the proposed agreement provides a valuable asset to the municipality that could not otherwise afford to purchase a new or used vehicle. The Department of Public Works and Transportation will monitor the transfer of each paratransit bus to ensure compliance with the terms of the agreement.

JTP/NK/CA  
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 06/20/16 - IGA MARIJAJ, SECRETARY

# RESOLUTION

Upon a communication from the Commissioner of Public Works and Transportation, be it hereby:

**RESOLVED**, that pursuant to the lottery held on May 18, 2016, in accordance with Section 131.41 of the Laws of Westchester County, the County of Westchester, acting by and through its Department of Public Works and Transportation, is hereby authorized to enter into an agreement with the Town of Cortlandt to transfer the following vehicles:

<u>Municipality</u>	<u>Year</u>	<u>Make</u>	<u>VIN#</u>
Cortlandt	2009	FORD E350	1FDWE35P69DA78237
Cortlandt	2012	FORD Transit Connect	NMOKS9CN0CT082178
Cortlandt	2012	FORD Transit Connect	NMOKS9CN2CT082179

;and be it further

**RESOLVED** that the listed paratransit vans are being transferred by the County in "AS IS" condition, with no representations, guarantees, or warranties for the sum of One (\$1.00) Dollar and a contractual commitment to use the vans for purposes that benefit the citizens of Westchester County; and be it further

**RESOLVED**, that the County Executive or his duly authorized designee, is hereby authorized to execute such documents and take such actions as may be necessary and appropriate to effectuate the purposes hereof.

Agreement No. DOTOP07-16

Account to be Charged/Credited	Agreement No. DOTOP07-16					
	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
	101	44	2100	9289		\$1.00 (Waived)

Budget Funding Year(s): \_\_\_\_\_ Start Date: \_\_\_\_\_ End Date: \_\_\_\_\_  
(must match resolution)

Funding Source: Tax Dollars           N/A            
 State Aid \_\_\_\_\_  
 Federal Aid \_\_\_\_\_  
 Other \_\_\_\_\_

\$ N/A  
(must match resolution)

APPROVED BOARD OF ACQUISITION & CONTRACT - 01/29/2016 - LISA MRIMAC SECRETARY