



Department of Emergency Services

Memorandum

61256

Date: February 5, 2018

To: The Honorable Board of Acquisition and Contract

From: John M. Cullen
Commissioner of Emergency Services

Re: **Resolution to exempt from the Westchester County Procurement Policy an agreement with Consolidated Edison Company of New York, Inc., pursuant to which Con Edison will donate to the County of Westchester a Natural Gas Hazard Awareness Training Prop to be used by local firefighters to practice the skills necessary to safely mitigate natural gas leak emergencies, pursuant to § 3(a)(xxi) thereof.**

Consolidated Edison Company of New York, Inc. (“Con Edison”) desires to donate to the County a Natural Gas Hazard Awareness Training Prop (the “Training Prop”), valued at approximately \$10,000, to be used by local firefighters at the County’s Fire Training Center to practice the skills necessary to safely mitigate natural gas leak emergencies. However, as a condition of such donation, Con Edison has asked the County to execute an agreement (the “Agreement”). The Agreement will provide, among other things, that in consideration for the donation to the County of the Training Prop, the County would agree to indemnify and hold harmless Con Edison from and against all claims, damage, loss, and liability for injury to persons or damage to property arising from the County’s ownership, possession or use of the Training Prop.

It is proposed that acceptance of the Training Prop from Con Edison is in the best interests of the County because it would enable local firefighters to acquire the skills necessary to safely mitigate natural gas leak emergencies, thus protecting life and property of County residents. Moreover, it is being donated to the County free of charge.

Pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy, where this Honorable Board determines, by resolution passed prior to the commencement of procurement, that compliance with the Westchester County Procurement Policy would not be in the best interests of the County, the requirements of the policy may be waived. It is proposed that, for the reasons set forth above, the County’s interest would be served by exempting the procurement of

this agreement from the County Procurement Policy. A resolution to exempt the procurement of an agreement with Con Edison is submitted for your Honorable Board's consideration.

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APPROVED BOARD OF ACQUISITION & CONTRACT - 03/01/2018 - LISA MRIJAJ, SECRETARY

RESOLUTION

Based upon a communication the Commissioner of Emergency Services, be it hereby

RESOLVED, that pursuant to Section 3(a)xxi of the Westchester County Procurement Policy, it is hereby determined that application of the procedural requirements contained therein, including the necessity of soliciting proposals, is neither cost effective nor expedient, and accordingly, not in the best interest of the County in connection with the procurement of an agreement with Consolidated Edison Company of New York, Inc. (“Con Edison”) for the construction and installation of a Natural Gas Hazard Awareness Training Prop at the Westchester Fire Training Center in Valhalla.

APPROVED BOARD OF ACQUISITION & CONTRACT - 03/07/2018 - LESAMRIJAJ, SECRETARY