

83608

Date: March 18, 2021

To: The Honorable Board of Acquisition and Contract

From: Thomas A. Gleason  
Acting Commissioner – Sheriff of Public Safety

RE: Authority to amend an agreement with the New York State STOP-DWI Foundation pursuant to which the Foundation agreed to reimburse the County in an amount not-to-exceed \$37,000.00 to run special enforcement details that will conduct high visibility road checks, saturation patrols, and drug recognition expert call outs for a term commencing on October 1, 2020 and continuing through September 30, 2021, by increasing the not-to-exceed amount thereunder by an additional \$18,000.00 from \$37,000.00 to \$55,000.00

By resolution approved on October 29, 2020, your Honorable Board authorized the County of Westchester, acting by and through the Department of Public Safety Services (the “Department”), STOP-DWI Office (“STOP DWI Office”) to, *inter alia*, enter into an agreement with the New York State STOP-DWI Foundation, a not-for-profit agency (“The Foundation”), pursuant to which the Foundation agreed to reimburse the County in an amount not-to-exceed \$37,000.00 to be used to run special enforcement details that will conduct high visibility road checks, saturation patrols, and drug recognition expert call outs for a term commencing on October 1, 2020 and continuing through September 30, 2021 (the “Reimbursement Agreement”). The Reimbursement Agreement was subsequently executed.

By letter dated March 4, 2021, the STOP DWI Office was notified by the Foundation that effective March 4, 2021, the Foundation would increase the County’s allotted crackdown money by an additional \$18,000.00. Accordingly, authority is now requested to amend the Reimbursement Agreement with the Foundation pursuant to which the Foundation agreed to reimburse the County an amount not-to-exceed \$37,000.00 to run special enforcement details that will conduct high visibility road checks, saturation patrols and drug recognition expert call outs for a term commencing on October 1, 2020 and continuing through September 30, 2021, by increasing the not-to-exceed amount authorized thereunder by an additional \$18,000.00, from an amount not-to-exceed \$37,000.00 to a new amount not-to-exceed \$55,000.00.

Except as specifically amended hereby, all remaining terms and conditions of the Reimbursement Agreement shall remain in full force and effect.

The Reimbursement Agreement with the Foundation does not constitute a procurement and as such is not subject to the requirements of the County Procurement Policy.

I certify that my department, a) has copies of, or access to all applicable laws, rules, regulations, reimbursement applications, and the Reimbursement Agreement (including any master agreement), as well as any guidance or instructions received from the Foundation, b), has reviewed the terms of the Reimbursement Agreement, c) is aware of and understands all of the Special Enforcement Program Terms, and d) can and will comply with all of the Special Enforcement Program Terms.

The goals and objectives of the Reimbursement Agreement are to reduce the number of deaths and injuries in the County caused by intoxicated or drugged drivers. The Reimbursement Agreement is in the public's best interest as it will reduce the number of DWI and drugged driving deaths and injuries.

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

TAG/PT/jpg  
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 04/16/2021 - LISY M. BAUS SECRETARY

## RESOLUTION

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

**RESOLVED**, that the County of Westchester, acting by and through the Department of Public Safety Services, STOP-DWI Office, is authorized to amend an agreement with the New York State STOP-DWI Foundation, a not-for-profit agency (the "Foundation"), pursuant to which the Foundation agreed to reimburse the County in an amount not-to-exceed \$37,000.00 to be used to run special enforcement details that will conduct high visibility road checks, saturation patrols, and drug recognition expert call outs for a term commencing on October 1, 2020 and continuing through September 30, 2021 (the "Reimbursement Agreement"), by increasing the not-to-exceed amount authorized thereunder by an additional \$18,000.00, from an amount not-to-exceed \$37,000.00 to a new amount not-to-exceed \$55,000.00; and be it further

**RESOLVED**, that except as specifically amended hereby, all remaining terms and conditions of the Reimbursement Agreement shall remain in full force and effect; 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 action necessary and 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
711	71	009U/009V	8500	T009	18,000.00*

**\*THESE ARE PASS THROUGH FUNDS**

Budget Funding Year(s) 2020-2021 Start Date: 10/1/2020 End Date: 09/30/2021 (must match resolution)

Funding Source            Tax Dollars \_\_\_\_\_  
                                  State Aid: \_\_\_\_\_  
\$ 18,000.00            Federal Aid \_\_\_\_\_  
 (must match resolution) Other: \_\_\_\_\_