

86136

DATE: July 1, 2021

TO: The Honorable Board of Acquisition and Contract

FROM: Thomas Gleason
Acting Commissioner-Sheriff
Department of Public Safety

Re: **Authority to enter into an agreement with the State of New York, acting by and through its Division of Homeland Security and Emergency Services to accept a grant in an amount not to exceed \$75,000.00 under the FY2019 Tactical Team Grant Program funded by the Federal Department of Homeland Security's State Homeland Security Program to be used to purchase tactical team equipment, and training for a term commencing April 1, 2021 and continuing through August 31, 2022.**

Attached for your consideration is a Resolution which, if approved by your Honorable Board, would authorize the County of Westchester (the "County"), acting by and through its Department of Public Safety (the "Department"), to enter into an agreement (the "Agreement") with the Division of Homeland Security and Emergency Services of the State of New York ("DHSES") to accept a grant in an amount not to exceed Seventy-Five Thousand Dollars (\$75,000.00), through the Tactical Team Grant Program to improve and develop the capabilities of the Department's Special Response Team ("SRT") through equipment, training, exercise, and planning projects that support counter-terrorism missions in the County as well as to maintain SRT's ability to meet or exceed the standards of the New York State Division of Justice Services SWAT Team standards. The term of the Agreement shall commence April 1, 2021 and continue through August 31, 2022. DHSES shall make payments directly to the County in the amount actually incurred upon presentation to DHSES of an invoice, together with supporting documentation.

Under the terms of the Agreement, the County shall be solely responsible and answerable in damages for any and all accidents and/or injuries to persons (including death) or property arising out of or related to the services to be rendered by the County. The County shall indemnify and hold harmless the State of New York and its officers and employees from claims, suits, actions, damages and cost of every nature arising out of the provision of services pursuant to the Agreement.

The proposed Agreement is in the public's best interest and will promote the safety and general welfare of the public by providing the SRT needed equipment and training to effectively communicate and train to combat and mitigate threats. The goals and objectives of this program are the enhancement of the public safety and security of the County's residents.

The Department is required under the Agreement to provide proof of disbursement of the grant funds and will monitor the effectiveness of this Agreement through a series of performance measures required by DHSES.

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.

Accordingly, authority is respectfully sought for the County to enter into this Agreement.

TG/CAG/jrc
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 07/29/2021 - JOAN COOCH/PR SECRETARY

RESOLUTION

Upon a communication from the Acting Commissioner of Public Safety, it is hereby

RESOLVED, that authority is hereby granted to the County of Westchester (“County”) acting by and through its Department of Public Safety (“Department”) to enter into an agreement (the “Agreement”) with the Division of Homeland Security and Emergency Services of the State of New York to accept a grant in an amount not to exceed Seventy-Five Thousand Dollars (\$75,000.00), through the Tactical Team Grant Program to improve and develop the capabilities of the Department’s Special Response Team (“SRT”) through equipment, training, exercise, and planning projects that support counter-terrorism missions in the County as well as to maintain SRT’s ability to meet or exceed the standards of the New York State Division of Justice Services SWAT Team Standards; and be it further

RESOLVED, that the term of the Agreement shall commence April 1, 2021 and continue through August 31, 2022; and be it further

RESOLVED, that the County shall be solely responsible and answerable in damages for any and all accidents and/or injuries to persons (including death) or property arising out of or related to the services to be rendered by the County pursuant to the Agreement. The County shall indemnify and hold harmless the State of New York and its officers and employees from claims, suits, actions, damages and cost of every nature arising out of the provision of services pursuant to the Agreement; and it be further

RESOLVED, that the County Executive or his duly authorized designee is authorized and empowered to execute and deliver all instruments and take all actions necessary or appropriate to effectuate the purposes hereof.

| <u>Account to be Charged/Revenue</u> | <u>Fund</u> | <u>Dept.</u> | <u>Major Program, Program & Phase or Unit</u> | <u>Revenue</u> | <u>Trust Account</u> | <u>Dollars</u> |
|--------------------------------------|-------------|--------------|---|----------------|----------------------|----------------|
| 2021-2022 | 263 | 38 | 903W | 9853 | T903 | \$75,000 |
| | | | | | | |
| | | | | | | |

Budget Funding Year(s): 2021 - 2022 Start Date: April 1, 2021 End Date: August 31, 2022

Funding Source Tax Dollars: _____
State Aid: _____
Federal Aid: \$75,000 (NYS Pass thru)
Other: _____
\$75,000.00
(must match resolution)