

**HONORABLE BOARD OF LEGISLATORS
THE COUNTY OF WESTCHESTER, NEW YORK**

Your Committee is in receipt of a communication from the County Executive recommending approval of an Act which, if adopted, would authorize the County of Westchester (“County”), acting by and through its Department of Emergency Services (“DES”), to enter into intermunicipal agreements (“IMAs”) the Hartsdale Fire District, Greenville Fire District and Fairview Fire District (the “Fire Districts”) to distribute specialized equipment to the Fire Districts for use in responding to and providing emergency medical intervention services when combating domestic violence extremism (“DVE”), including active shooter/hostile events (“ASHE”) and complex coordinated attacks (“CCA”).

Your Committee is advised that the County, acting by and through DES, on or about September 26, 2022, entered into a grant agreement (the “Grant Agreement”) with the New York State Division of Homeland Security and Emergency Services to accept federal grant funds to, among other things, address equipment, training and planning needs to enhance the County’s capability to prevent and respond to terrorist attacks, including combating DVE through ASHE and CCA training. The Fire Districts participate in the Westchester County Fire Mutual Aid Plan (the “Mutual Aid Plan”).

Your Committee is further advised that, in accordance with the Grant Agreement, DES collaborated with the County Department of Public Safety (“DPS”) and the Greenburgh Police Department to research and investigate the ability for law enforcement, fire departments, and emergency medical service agencies to work together to respond to ASHE and CCA. In addition, DES and DPS conducted awareness training and exercises for first responders to make them more aware of the threats that are faced when responding to ASHE or CCA, as well as the mitigation efforts that can be done to increase survivability of victims to include the use of personal protective equipment (“PPE”) by trained first responders.

Your Committee is further advised that DES, in collaboration with the DPS and the Town of Greenburgh Police Department, trained first responders from the Fire Districts to act as a rescue task force (“RTF”) to provide emergency medical intervention within the Incident

Command System construct in the event of an ASHE or CCA. The RTF, in conjunction with the Greenburgh Police Department, are trained to work as a unit to treat, rescue and evacuate the wounded in the event of a ASHE and CCA.

Your Committee is advised that DES wishes to utilize the grant funds to purchase and distribute to the Fire Districts specialized equipment, including, but not limited to, PPE and active shooter training equipment (“Specialized Equipment”), to be used by the first responders when responding to in-county ASHE or CCA upon request of the event Incident Commander and pursuant to the Mutual Aid Plan. The Specialized Equipment will include protective vests and helmets.

In consideration for the use of the Specialized Equipment, the Fire Districts will agree that the RTF will be available as an in-county resource in the event of a DVE event upon the request of the Incident Commander and pursuant to the terms of the Mutual Aid Plan. The Fire Districts also will agree that they cannot sell or otherwise transfer ownership of the Specialized Equipment and that the County retains ultimate control over the Specialized Equipment. The Fire Districts will agree to be responsible for the maintenance and repair of the Specialized Equipment at their cost and expense. The Fire Districts also will agree that only persons trained in accordance with all federal, state and County requirements and applicable laws and regulations will utilize the Specialized Equipment.

Your Committee is advised that the term of each proposed IMA will commence upon execution and continue in full force and effect for five (5) years with either party having the right to terminate the IMA upon ninety (90) days prior written notice.

The Planning Department has advised that the proposed IMAs do not meet the definition of an “action” under the State Environmental Quality Review Act, 6 NYCRR part 617. As such, no environmental review is required. Please refer to the memorandum from the Department of Planning dated January 8, 2024, which is on file with the Clerk of the Board of Legislators.

Your Committee has been advised that an affirmative vote of a majority of the voting

strength of your Honorable Board is required for approval of the attached Act.

Your Committee has carefully considered and recommends approval of the attached Act

Dated: September 23rd, 2024
White Plains, New York

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September 24th, 2024

Benjamin ...
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COMMITTEE ON

C.RAN-7/31/24

Budget & Appropriations

Public Safety

Dated: September 23, 2024
White Plains, New York

The following members attended the meeting remotely and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below

Committee(s) on:

Budget & Appropriations

A handwritten signature in black ink, appearing to read "Colin J. Smith". The signature is written in a cursive style with a large, stylized "S" at the end.

Dated: September 24th, 2024
White Plains, New York

The following members attended the meeting remotely and approved this item out of Committee with an affirmative vote. Their electronic signature was authorized and is below.

Public Safety

A handwritten signature in black ink, appearing to read "Colin J. Smith". The signature is written in a cursive style with a large, stylized "S" at the end.

FISCAL IMPACT STATEMENT

SUBJECT: IMA between DES and Fire Districts NO FISCAL IMPACT PROJECTED

OPERATING BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

SECTION A - FUND

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

SECTION B - EXPENSES AND REVENUES

Total Current Year Expense \$ -

Total Current Year Revenue \$ -

Source of Funds (check one): Current Appropriations Transfer of Existing Appropriations

Additional Appropriations

Other (explain)

Identify Accounts: Term: Each IMA shall commence upon execution and continue for 5 years with either party having the right to terminate the IMA upon 90 days prior notice.

Potential Related Operating Budget Expenses: Annual Amount N/A

Describe: An act authorizing the County, through DES, to enter into an IMA agreements with the Hartsdale Fire District, Greenville Fire District and Fairview Fire District. The County will distribute specialized equipment to the Fire Districts for use when providing emergency medical intervention.

Potential Related Operating Budget Revenues: Annual Amount N/A

Describe: _____

Anticipated Savings to County and/or Impact on Department Operations:

Current Year: N/A

Next Four Years: N/A

Prepared by: Patricia Haggerty

Title: Sr. Budget Analyst

Department: Budget

Date: August 1, 2024

Reviewed By:
Budget Director

Date: 8/1/24

ACT NO. 2024 - _____

AN ACT authorizing the County of Westchester, acting by and through its Department of Emergency Services, to enter into intermunicipal agreements with the Hartsdale Fire District, Greenville Fire District and Fairview Fire District pursuant to which the County will distribute specialized equipment to the Fire Districts for use when providing emergency medical intervention services during incidences of domestic violence extremism as part of mutual aid.

BE IT ENACTED by the Board of Legislators of the County of Westchester as follows:

Section 1. The County of Westchester (“County”), acting by and through its Department of Emergency Services, is hereby authorized to enter into an intermunicipal agreements (“IMAs”) with the Hartsdale Fire District, Greenville Fire District and Fairview Fire District (the “Fire Districts”) pursuant to which the County will distribute specialized equipment, including, but not limited to personal protective and active shooter training equipment (“Specialized Equipment”) to the Fire Districts for first responders to use when providing emergency medical intervention, as part of a rescue task force (“RTF”), at incidences of domestic violence extremism (“DVE”), including active shooter/hostile events (“ASHE”) and completed coordinated attacks (“CCA”), pursuant to the terms of the Westchester County Fire Mutual Aid Plan.

§2. The term of each IMA shall commence upon execution and continue in full force and effect for five (5) years, with either party having the

right to terminate the IMA upon ninety (90) days prior written notice.

§3. The Fire Districts shall agree that the RTF will be available as an in-county resource in the event of a DVE event upon the request of the Incident Commander pursuant to the terms of the Mutual Aid Plan.

§4. The Fire District shall only permit persons trained in accordance with all federal, state and County requirements and applicable laws and regulations to utilize the Specialized Equipment.

§5. The Fire Districts shall not sell or otherwise transfer ownership of the Specialized Equipment and the County shall retain ultimate control over the Specialized Equipment.

§6. The Fire Districts shall be responsible for maintenance and repair of the Specialized Equipment at their cost and expense.

§7. The County Executive or his authorized designee is hereby authorized and empowered to execute any and all documents and take all actions necessary and appropriate to effectuate the purposes hereof.

§8. This Act shall take effect immediately.