

Public Safety Meeting Agenda



Committee Chair: Terry Clements

800 Michaelian Office Bldg.
148 Martine Avenue, 8th Floor
White Plains, NY 10601
www.westchesterlegislators.com

Monday, September 12, 2022

9:30 AM

Committee Room

CALL TO ORDER

Joint with Budget and Appropriations and Public Works and Transportation committees.

MINUTES APPROVAL

July 25th, 2022 at 10:00 AM Minutes

I. ITEMS FOR DISCUSSION

[2022-417](#) **ACT-Amend IMA-Hawthorne Fire District**

AN ACT amending Act. No. 2021-30, which authorized the County of Westchester to enter into an intermunicipal agreement with the Hawthorne Fire District to provide specialized training and fire suppression services for a two (2) year term commencing on January 1, 2021 and expiring on December 31, 2022 in an aggregate amount not to exceed TWENTY-SIX THOUSAND (\$26,000) DOLLARS in order to increase the not to exceed aggregate amount by FORTY-THREE THOUSAND, SIX HUNDRED TWENTY-FOUR (\$43,624) DOLLARS to compensate the District for the purchase of additional fire suppression equipment.

COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC SAFETY AND PUBLIC WORKS & TRANSPORTATION

Guests: DES: Commissioner Richard Wishnie and Deputy Commissioner Susan Spear

II. OTHER BUSINESS

III. RECEIVE & FILE

ADJOURNMENT



George Latimer
County Executive

July 19, 2022

Westchester County Board of Legislators
800 Michaelian Office Building
White Plains, New York 10601

Dear Honorable Members of the Board of Legislators:

On March 8, 2021, your Honorable Board approved Act No. 2021 - 30 ("Act 2021 - 30"), which authorized the County of Westchester ("County"), acting by and through its Department of Emergency Services ("DES") to enter into an intermunicipal agreement ("IMA" or "Agreement") with the Hawthorne Fire District ("District"), for the provision of fire suppression services at Grasslands Campus, for a term of two (2) years commencing on January 1, 2021 and expiring on December 31, 2022. For the services to be provided by the District, the County was authorized to pay the District the aggregate amount not to exceed Twenty-Six Thousand (\$26,000.00) Dollars, subject to appropriation. The Agreement authorized by Act 2021-30 has not been executed.

I have been advised that there has been a significant increase over the last two years in the volume of services being requested by the County at the Grasslands Campus, and as result the District found it necessary to purchase additional fire suppression equipment ("Additional Equipment") in the amount of Forty Three Thousand Six Hundred Twenty Four and 00/100 (\$43,624.00) Dollars. This Additional Equipment directly helps address the increase in the volume of calls being made by the County for assistance.

Accordingly, transmitted herewith for your consideration is an Act, which if adopted by your Honorable Board, would authorize an amendment to Act 2021 - 30, in order to increase the not to exceed amount by Forty Three Thousand Six Hundred Twenty Four and 00/100 (\$43,624.00) Dollars to a new not to exceed amount of Sixty Nine Thousand Six Hundred Twenty-Four and 00/100 (\$69,624.00) Dollars,. in order to compensate the District for the purchase of the Additional Equipment. All other terms and conditions of Act 2021 - 30 shall remain unchanged and in full force and effect.

The Planning Department has advised that based on its review the above contract is a "Type II" action under the State Environmental Quality Review Act, 6 NYCRR Section 617.5(c)(26). Type II actions are those actions determined not to have a significant effect on the environment and therefore do not require further environmental review. As you know, your Honorable Board may use such expert advice to make its own conclusion.

I believe this Agreement to be in the best interest of the County and, therefore, recommend your favorable action on the annexed proposed Act.

Very truly yours,

A handwritten signature in blue ink, appearing to read "George Latimer".

George Latimer
County Executive

GL/RGW/cmc
Attachments

**HONORABLE BOARD OF LEGISLATORS
THE COUNTY OF WESTCHESTER**

Your Committee is in receipt of a communication from the County Executive recommending the adoption of an act amendment Act No. 2021 – 30 (“Act 2021 – 30”). On March 8, 2021, your Honorable Board approved Act 2021 - 30, which authorized the County of Westchester (“County”), acting by and through its Department of Emergency Services (“DES”) to enter into an intermunicipal agreement with the Hawthorne Fire District (“District”), for the provision of fire suppression services at Grasslands Campus, for a term of two (2) years commencing on January 1, 2021 and expiring on December 31, 2022. For the services to be provided by the District, the County was authorized to pay the District an amount not to exceed Twenty-Six Thousand (\$26,000.00) Dollars, subject to appropriation. The Agreement authorized by Act 2021-30 has not been executed.

Your Committee has been advised that there has been a significant increase over the last two years in the volume of services being requested by the County at the Grasslands Campus, and as a result the District found it necessary to purchase additional fire suppression equipment (“Additional Equipment”) in the amount of Forty Three Thousand Six Hundred Twenty Four and 00/100 (\$43,624.00) Dollars. This Additional Equipment directly helps address the increase in the volume of calls being made by the County for assistance.

Accordingly, transmitted herewith for your consideration is an Act, which if adopted by your Honorable Board, would authorize an amendment to Act 2021 - 30, in order to increase the not to exceed amount by Forty Three Thousand Six Hundred Twenty Four and 00/100 (\$43,624.00) Dollars to a new not to exceed amount of Sixty Nine Thousand Six Hundred Twenty-Four and 00/100 (\$69,624.00) Dollars in order to compensate the District for the purchase of the Additional

Equipment. Your Committee is advised that all other terms and conditions of Act 2021 - 30 shall remain unchanged and in full force and effect.

The Planning Department has advised that based on its review the proposed contract is a "Type II" action under the State Environmental Quality Review Act ("SEQRA"), 6 NYCRR Section 617.5(c)(26), which is an action determined not to have a significant effect on the environment and therefore does not require further environmental review. Your Committee concurs with this conclusion.

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 the proposed Act and believes it to be in the best interest of the County and, therefore, recommends your Honorable Board's favorable action on the annexed proposed Act.

Dated: _____, 2022
White Plains, New York

COMMITTEE ON

C:CMC.07.19.2022

TO: Carla Chaves, Assistant County Attorney
Department of Law

FROM: David S. Kvinge, AICP, RLA, CFM
Assistant Commissioner



DATE: July 15, 2022

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR HAWTHORNE
FIRE DISTRICT AGREEMENT AMENDMENT**

PROJECT/ACTION: Amendment of a prior act authorizing an agreement with the Hawthorne Fire District for fire suppression services for the years 2021-2022 to increase the amount payable in order to compensate the district for the purchase of additional equipment needed to fulfill its duties with the County.

With respect to the State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617, the Planning Department recommends that no further environmental review is required because the project/action:

- DOES NOT MEET THE DEFINITION OF AN "ACTION" AS DEFINED UNDER SECTION 617.2(b)**
- MAY BE CLASSIFIED AS TYPE II PURSUANT TO SECTION 617.5(c)(31):**
purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials.

COMMENTS: None

DSK/cnm

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Tami Altschiller, Assistant Chief Deputy County Attorney
Claudia Maxwell, Associate Environmental Planner

FISCAL IMPACT STATEMENT

SUBJECT: Amendment Hawthorne Fire District 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 \$ 43,624

Total Current Year Revenue \$ -

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

Additional Appropriations Other (explain)

Identify Accounts: 101_20_1000_4420

Potential Related Operating Budget Expenses: Annual Amount \$43,624

Describe: An Amendment of Act No.2021-30 in order to increase the NTE aggregate amount by an additional \$43,624 to compensate the District for the purchase of additional fire suppression equipment required to address the increased volume of services at the Grasslands Campus.

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: July 21, 2022

Reviewed By: 
PH Budget Director

Date: 7/21/22

ACT NO. 2022-_____

AN ACT amending Act No. 2021 -30, which authorized the County of Westchester to enter into an intermunicipal agreement with the Hawthorne Fire District to provide specialized training and fire suppression services for a two (2) year term commencing on January 1, 2021 and expiring on December 31, 2022 in an aggregate amount not to exceed Twenty-Six Thousand (\$26,000.00) Dollars, in order to increase the not to exceed aggregate amount by Forty Three Thousand Six Hundred Twenty Four and 00/100 (\$43,624.00) Dollars to compensate the District for the purchase of additional fire suppression equipment.

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

Section 1. Section 2 of Act No. 2021 – 30 is hereby deleted in its entirety and the following is inserted in its place:

“§2. The District will participate in specialized training and activities with the Grasslands Fire Brigade and furnish, at its sole cost and expense, equipment appropriate to prepare for fire suppression activities and rescue operations on the Grasslands Campus. For the services to be provided, the District will be paid the aggregate amount not to exceed Twenty-Six Thousand (\$26,000.00) Dollars, subject to appropriation. As additional consideration for the services to be provided, the District will be paid an additional amount not to exceed Forty Three Thousand Six Hundred Twenty Four and 00/100 (\$43,624.00) Dollars to compensate the District for the purchase of additional fire suppression equipment, bringing the total amount to be paid to the District to Sixty Nine Thousand Six Hundred Twenty-Four and 00/100 (\$69,624.00) Dollars.”

§2. The County Executive or his authorized designee be and hereby is authorized and empowered to execute instruments and take all action necessary and appropriate to accomplish the purposes hereof.

§3. This Act shall take effect immediately.