

ACT 151 - 2025

HONORABLE BOARD OF LEGISLATORS THE COUNTY OF WESTCHESTER

DRAFT
IMA ON FILE

Your Committee is in receipt of a communication from the County Executive recommending approval of an Act which, if approved, would authorize the County of Westchester ("County") acting by and through its Department of Emergency Services (the "Department") to enter into an intermunicipal agreement ("IMA") with Eastchester Fire District ("Fire District"), pursuant to which the County will grant a lease to the Fire District to use the County's Weapons of Mass Destruction ("WMD") Squad vehicle (the "WMD Vehicle") to respond to hazardous material incidents pursuant to the County's Fire Mutual Aid Plan (the "Plan").

The term of the proposed IMA is five (5) years, commencing retroactively on January 1, 2025 and expiring on December 31, 2029, with either party having the right to terminate the IMA on thirty (30) days prior written notice.

The Fire District participates in WMD Squad 6 as part of the Plan. The WMD Squad 6 serves as an additional hazardous materials response resource in Westchester County.

In consideration for being permitted to use the WMD Vehicle, the Fire District will agree to pay the County the sum of (\$1.00) dollar per annum. In addition, the Fire District will agree to use the WMD Vehicle in connection with responding to hazardous materials incidents pursuant to the Plan in Westchester County.

The Fire District shall only be permitted to use the WMD Vehicle for training exercises and in responding to mutual aid requests involving hazardous materials pursuant to the terms of the Plan.

The Fire District shall ensure that only qualified and certified firefighters, who are properly trained and licensed, operate and utilize the WMD Vehicle. In addition, each firefighter who operates the WMD Vehicle shall be pre-cleared by the County Office of Risk Management as a qualified motor vehicle operator prior to the firefighter operating the WMD Vehicle. Also, each firefighter who operates the WMD Vehicle shall complete all forms and provide all information required by the County Office of Risk Management.

When not in use, the Fire District shall store the WMD Vehicle at one of its fire houses located at: (1) Eastchester Headquarters, 255 Main Street, Eastchester New York 10709, (2) Eastchester Station 2, 25 Underhill Street, Tuckahoe, New York 10708, (3) Eastchester Station 3, Poplar Street, Bronxville, New York 10708, (4) Eastchester Station 4, Oregon Road, Eastchester, New York 10709; (5) Eastchester Station 5, 31 Wilmot Road, Scarsdale, New York 10582.

The WMD Vehicle must be made immediately available to the County in the event of an emergency as determined by the Department's Commissioner in his/her sole discretion.

The goals and objectives of this proposed IMA is to enable the Department to respond to hazardous material incidents thereby helping the County and the Fire District better respond to mutual aid events involving hazardous materials.

The Department has further advised that the County shall retain ownership of the WMD Vehicle, and shall be responsible for the maintenance and repair of the WMD Vehicle.

The proposed IMA does not meet the definition of an action under New York State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617. Please refer to the memorandum from the Department of Planning dated January 14, 2025, which is on file with the Clerk of the Board of Legislators.

It should be noted that an affirmative vote of a majority of the voting strength of your Honorable Board is required in order to adopt the proposed Act. Your Committee has carefully considered the annexed proposed Act and recommends its adoption.

Dated: July 14th, 2025
White Plains, New York

Larry Bell Jones

Smith
8/1

Dorinda Lubbo
7/14

Margaret A. Cyro
Theresa
7/14

COMMITTEE ON

Budget & Appropriations

Cmb/6.9.25

Public Safety

FISCAL IMPACT STATEMENT

SUBJECT: Eastchester 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 \$ -

Total Current Year Revenue \$ 1

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

☐ Additional Appropriations

☐ Other (explain)

Identify Accounts: 101 20 1000 9289

2025: \$1.00, 2026: \$1.00, 2027: \$1.00, 2028: \$1.00, and 2029: \$1.00

Potential Related Operating Budget Expenses:

Annual Amount

Describe:

Potential Related Operating Budget Revenues:

Annual Amount

\$1

Describe:

IMA with Eastchester Fire District to grant a lease to the District to use the

County's WMD Squad Vehicle to respond to hazardous materials incidents as per the

County's Fire Mutual Aid Plan

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

Current Year:

Next Four Years:

Prepared by: Julia Criscitelli

Title: Budget Specialist III

Department: Emergency Services

Date: June 11, 2025

Reviewed By:

PH

Budget Director

Date:

6/12/25

AN ACT authorizing the County of Westchester, acting by and through its Department of Emergency Services to enter into an intermunicipal agreement with Eastchester Fire District for the Eastchester Fire District to use a County Weapons of Mass Destruction Vehicle for a term commencing retroactively January 1, 2025 through December 31, 2029.

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

Section 1. The County of Westchester ("Westchester") acting by and through its Department of Emergency Services (the "Department") is hereby authorized to enter into an Intermunicipal Agreement ("IMA") with Eastchester Fire District, whereby the County will grant a lease to the Fire District to use the County's Weapons of Mass Destruction ("WMD") Squad vehicle (the "WMD Vehicle") for a term commencing retroactively on January 1, 2025 and expiring on December 31, 2029, with either party having the right to terminate the IMA upon thirty (30) days prior written notice.

§2. In consideration for the license, the Fire District agrees to pay the County the sum of (\$1.00) dollar per annum. In addition, the Fire District will agree to use the WMD Vehicle in responding to hazardous materials incidents in Westchester pursuant to the County Fire Mutual Aid Plan, and the WMD Vehicle must be made immediately available to the County in the event of an emergency as determined by the Department's Commissioner in his/her sole discretion.

§3. When not in use, the Fire District shall store the WMD Vehicle at one of its fire houses located at: (1) Eastchester Headquarters, 255 Main Street, Eastchester New York 10709, (2) Eastchester Station 2, 25 Underhill Street, Tuckahoe, New York 10708, (3) Eastchester Station 3, Poplar Street, Bronxville, New York 10708, (4) Eastchester Station 4, Oregon Road, Eastchester, New York 10709; (5) Eastchester Station 5, 31 Wilmot Road, Scarsdale, New York 10582.

§4. 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.

§5. This Act shall take effect immediately.

STATE OF NEW YORK)
) ss.
WESTCHESTER COUNTY)

I HEREBY CERTIFY that I have compared the foregoing Act, Act No. 151 - 2025, with the original on file in my office, and that the same is a correct transcript therefrom, and of the whole, of the said original Act, which was duly adopted by the County Board of Legislators, of the County of Westchester on July 21, 2025, and approved by the County Executive on July 22, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said County Board of Legislators on this 23rd day of July, 2025.

Malika Vanderberg

Malika Vanderberg

The Clerk of the Westchester County
Board of Legislators

County of Westchester, New York

