

George Latimer
County Executive

July 31, 2018

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

Dear Honorable Members of the Board of Legislators:

Transmitted herewith for your consideration and approval is legislation, which if adopted, would authorize the County of Westchester ("County"), acting by and through its Department of Public Safety Services ("Department"), to amend an intermunicipal agreement ("IMA") with the Lakeland Central School District ("District"), whereby the County agreed to assign one (1) uniformed police officer to act as the School Resource Officer ("SRO") for the District at the Walter Panas High School (the "School") for a five (5) year term commencing upon the opening day of school in September, 2016 and continuing through the last day of school in June, 2021 (the "IMA Term"), by assigning two (2) additional SROs to the District beginning in September, 2018 for the remainder of the IMA Term.

By Act No. 2016-91, your Honorable Board authorized the County, through the Department, to enter into an IMA with the District pursuant to which the County would assign one (1) uniformed police officer to act as the SRO for the District at the School for the IMA Term. Act No. 2016-91 further authorized the SRO assigned to the School to provide services eight (8) hours per day on the days that school is in session for the period commencing upon the opening of school in September through the last day of school in June (the "School Term") in accordance with the District's annual school calendar, for each year of the IMA Term. In consideration for services rendered, the District agreed to pay the County as follows:

- (i) For the 2016/2017 School Term, a total amount of One Hundred and Thirty-Five Thousand Five Hundred Eighty-Four (\$135,584.00) Dollars, payable in two installments of \$67,792.00 each.
- (ii) For the 2017/2018 School Term, a total amount of One Hundred and Thirty-Eight Thousand Seven Hundred Forty-Six (\$138,746.00) Dollars, payable in two installments of \$69,373.00 each.
- (iii) For the 2018/2019 School Term, a total amount of One Hundred and Forty-One Thousand Nine Hundred Eight-Four (\$141,984.00) Dollars, payable in two installments of \$70,992.00 each.
- (iv) For the 2019/2020 School Term, a total amount of One Hundred and Forty-Five Thousand Three Hundred Five (\$145,305.00) Dollars, payable in two installments of \$72,652.50 each.

- (v) For the 2020/2021 School Term, a total amount of One Hundred and Forty-Eight Thousand Seven Hundred Ten (\$148,710.00) Dollars, payable in two installments of \$74,355.00 each.

Beginning in September, 2018 and for the remainder of the IMA Term, the District has asked the County to amend the IMA to add two (2) more SROs; one to be assigned to the District's Van Cortlandtville Elementary School and the other to be assigned to the Lincoln Titus Elementary School. Like the first SRO assigned to the Walter Panas High School, the two (2) new SROs would perform services only during the School Term.

In consideration for services to be rendered by the original SRO as well as the two (2) new SROs, the District has agreed to pay the County as follows:

For the 2018/2019 School Term, an additional sum of \$ 290,856.00, thereby increasing the total amount payable by the District to the County from \$141,984.00 to \$432,840.00, payable in two equal installments of \$.216,420.00

For the 2019/2020 School Term, an additional sum of \$ 298,854.00, thereby increasing the total amount payable by the District to the County from \$145,305.00 to \$444,159.00, payable in two equal installments of \$ 222,079.50

For the 2020/2021 School Term, an additional sum of \$ 307,072.00, thereby increasing the total amount payable by the District to the County from \$148,710.00 to \$455,782.00 payable in two equal installments of \$227,891.00

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

The Planning Department has advised that because the proposed action will not "change the use, appearance or condition of any natural resource or structure," or otherwise affect the environment, with respect to the State Environmental Quality Review (SEQR) Act, this would not constitute an action as defined in section 617.2(b) of 6NYCRR Part 617. As such, no further environmental review is required. As you know your Honorable Board may use such expert advice to make its own conclusion.

I believe the proposed amendment to the IMA with the District is in the best interests of the County and, therefore, recommend your favorable action on the annexed proposed Act.

Sincerely,



George Latimer
County Executive

GL/MJM/jpg

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

Your Committee is in receipt of a communication from the County Executive recommending the approval of an Act which would authorize the County of Westchester (“County”) acting by and through its Department of Public Safety Services (“Department”), to amend an intermunicipal agreement (“IMA”) with the Lakeland Central School District (“District”) whereby the County agreed to assign one (1) uniformed police officer to act as the School Resource Officer (“SRO”) for the District at the Walter Panas High School (the “School”) for a five (5) year term commencing upon the opening of school in September, 2016 and continuing through the last day of school in June, 2021 (the “IMA Term”), by assigning two (2) additional SROs to the District for the remainder of the IMA Term.

Your Committee is advised that by Act No. 2016-91, this Honorable Board authorized the County, through the Department, to enter into an IMA with the District pursuant to which the County would assign one (1) uniformed police officer to act as the SRO for the District at the School for the IMA Term. Act No. 2016-91 further authorized the SRO assigned to the School to provide services eight (8) hours per day on the days that school is in session for the period commencing upon the opening day of school in September through the last day of school in June (the “School Term”) in accordance with the District’s annual school calendar, for each year of the IMA Term. In consideration for services rendered, the District agreed to pay the County as follows:

- (i) For the 2016/2017 School Term, a total amount of One Hundred and Thirty-Five Thousand Five Hundred Eighty-Four (\$135,584.00) Dollars, payable in two installments of \$67,792.00 each.
- (ii) For the 2017/2018 School Term, a total amount of One Hundred and Thirty-Eight Thousand Seven Hundred Forty-Six (\$138,746.00) Dollars, payable in two installments of \$69,373.00 each.
- (iii) For the 2018/2019 School Term, a total amount of One Hundred and Forty-One Thousand Nine Hundred Eight-Four (\$141,984.00) Dollars, payable in two installments of \$70,992.00 each.
- (iv) For the 2019/2020 School Term, a total amount of One Hundred and Forty-Five Thousand Three Hundred Five (\$145,305.00) Dollars, payable in two installments of \$72,652.50 each.

- (v) For the 2020/2021 School Term, a total amount of One Hundred and Forty-Eight Thousand Seven Hundred Ten (\$148,710.00) Dollars, payable in two installments of \$74,355.00 each.

Your Committee is advised that beginning in September, 2018 and for the remainder of the IMA Term, the District has asked the County to amend the IMA to add two (2) more SROs; one to be assigned to the District's Van Cortlandtville Elementary School and the other to be assigned to the Lincoln Titus Elementary School. Like the first SRO assigned to the Walter Panas High School, the two (2) new SROs would perform services only during the School Term.

In consideration for services to be rendered by the original SRO as well as the two (2) new SROs, the District has agreed to pay the County as follows:

For the 2018/2019 School Term, an additional sum of \$290,856.00, thereby increasing the total amount payable by the District to the County from \$141,984.00 to \$432,840.00, payable in two equal installments of \$216,420.00.

For the 2019/2020 School Term, an additional sum of \$298,854.00, thereby increasing the total amount payable by the District to the County from \$145,305.00 to \$444,159.00, payable in two equal installments of \$222,079.50

For the 2020/2021 School Term, an additional sum of \$307,072.00, thereby increasing the total amount payable by the District to the County from \$148,710.00 to \$455,782.00, payable in two equal installments of \$227,891.00

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

The Planning Department has advised that because the proposed action will not "change the use, appearance or condition of any natural resource or structure," or otherwise affect the environment, with respect to the State Environmental Quality Review (SEQR) Act, this would not constitute an action as defined in section 617.2(b) of 6NYCRR Part 617. As such, no further environmental review is required. Your Committee has reviewed the attached SEQRA documentation and concurs with this conclusion.

Your Committee has been advised that passage of the attached Act requires an affirmative vote of a majority of the members of your Honorable Board. Your Committee has

carefully considered the proposed Act and recommends your Honorable Board's favorable action on the annexed Act.

Dated: _____, 2018

White Plains, New York

CJPG 7.10.18

COMMITTEE ON

FISCAL IMPACT STATEMENT

SUBJECT: School Resource Officer - Lakeland SCC 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 \$ 145,428

Total Current Year Revenue \$ 145,428

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

Additional Appropriations

Other (explain)

Identify Accounts: 101-38-2000-1010/9230. Assign two uniformed police officers to act as School Resource Officers for the School District of Lakeland. One each at two separate campuses.

Potential Related Operating Budget Expenses: Annual Amount \$0

Describe: _____

Potential Related Operating Budget Revenues: Annual Amount \$0

Describe: \$0

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

Current Year: \$0

Next Four Years: 2019 -2020 Expenses \$298,854 and Revenue \$298,854

2020 - 2021 Expenses \$307,072 and Revenue \$307,072

N/A

N/A

Prepared by: Joy Mathai

Title: Director of Administrative services

Department: Public Safety

Date: July 23, 2018


ad 7-31-18

Reviewed By: *[Signature]*

Budget Director

Date: 7/31/18

TO: Joy Mathai, Director of Administrative Services
Department of Public Safety

FROM: David S. Kvinge, AICP, RLA, CFM 
Director of Environmental Planning

DATE: July 23, 2018

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR ADDITIONAL
SCHOOL RESOURCE OFFICERS FOR LAKELAND CENTRAL SCHOOL
DISTRICT**

Pursuant to your request for an environmental review of the above referenced action, the Planning Department has determined that no environmental review is necessary.

The action involves an amendment to an existing agreement with Lakeland Central School District, which provides for a uniformed County police officer to serve as School Resource Officer at Walter Panas High School during the school year, to increase the number of officers provided from one to three. The increase will allow for an officer to be assigned to two additional schools in the district for the remaining term of the contract, which expires in June 2021.

As before, since the proposed action does not “change the use, appearance or condition of any natural resource or structure,” or otherwise affect the environment, with respect to the State Environmental Quality Review (SEQR) Act, this does not constitute an action as defined in section 617.2(b) of 6NYCRR Part 617. As such, no environmental review is required.

Please contact me if you need any additional information on this matter.

DSK/cnm

cc: Andrew Ferris, Chief of Staff
Paula Friedman, Assistant to the County Executive
Norma Drummond, Commissioner
Jeffrey Goldman, Assistant County Attorney
Connie Sirena, Administrative Assistant- Contract Management
Claudia Maxwell, Associate Environmental Planner

ACT NO. ____ 2018

An ACT authorizing the County of Westchester to amend an intermunicipal agreement with the Lakeland Central School District whereby the County agreed to assign one (1) uniformed police officer to act as the School Resource Officer for the District for a five (5) year term commencing in September, 2016, by assigning two (2) additional School Resource Officers to the District for the remainder of the IMA term.

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 Public Safety Services (“Department”), is hereby authorized to amend an intermunicipal agreement (“IMA”) with the Lakeland Central School District (“District”) whereby the County agreed to assign one (1) uniformed police officer to act as the School Resource Officer (“SRO”) for the District at the Walter Panas High School for a term commencing on the first day of school in September, 2016 and continuing through the last day of school in June, 2021 (the “IMA Term”), by assigning two (2) additional SROs to the District beginning in September, 2018 for balance of the IMA Term, thereby increasing the total number of SROs for this period from one (1) to three (3).

§2. Beginning in September, 2018 and for balance of the IMA Term, one (1) SRO shall be assigned to the District’s Van Cortlandtville Elementary School; one (1) SRO shall be assigned to the District’s Lincoln Titus Elementary School; and one (1) SRO shall continue to serve at the Walter Panas High School.

§3. All three (3) SROs shall provide services eight (8) hours per day on the days that school is in session for the period commencing upon the opening day of school in September through the last day of school in June (the “School Term”) in accordance with the District’s annual school calendar, for each remaining year of the IMA Term.

§4. In consideration for services to be rendered by the original SRO as well as the two (2) new SROs, the District has agreed to pay the County as follows:

For the 2018/2019 School Term, an additional sum of \$290,856.00, thereby increasing the total amount payable by the District to the County from \$141,984.00 to \$432,840.00, payable in two equal installments of \$216,420.00.

For the 2019/2020 School Term, an additional sum of \$298,854.00, thereby increasing the total amount payable by the District to the County from \$145,305.00 to \$444,159.00, payable in two equal installments of \$222,079.50

For the 2020/2021 School Term, an additional sum of \$307,072.00, thereby increasing the total amount payable by the District to the County from \$148,710.00 to \$455,782.00, payable in two equal installments of \$227,891.00

§5. Except as otherwise specifically amended hereby, all remaining terms and conditions set forth in the IMA shall remain in full force and effect upon the parties.

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

§7. This Act shall take effect immediately.

THIS AMENDMENT made this ___ day of _____, 2018 by and between:

THE COUNTY OF WESTCHESTER, a municipal corporation of the State of New York, having an office and place of business in the Michaelian Office Building, 148 Martine Avenue, White Plains, New York 10601 (hereinafter referred to as the “County”) acting by and through the Westchester County Department of Public Safety Services (hereinafter referred to as the “Department”)

and

LAKELAND CENTRAL SCHOOL DISTRICT having an office and place of business at 1086 East Main Street, Shrub Oak, New York 10588 (hereinafter referred to as the “District”)

WHEREAS, pursuant to New York State Education Law Section 2801-a, a school district is required to develop a comprehensive school safety plan and as part of such a plan include prevention and intervention strategies such as entering into a collaborative arrangements with state and local law enforcement officers designed to ensure school safety officers and other security personnel are trained to, among other things, de-escalate potentially violent situations; and

WHEREAS, on June 30, 2017, the County and the District entered into an agreement (the “Agreement”) pursuant to which the County, through the Department, agreed to provide the services of one (1) uniformed County Police Officer to act as the School Resource Officer (“SRO”) for the District at the Walter Panas High School for a five (5) year term commencing upon the opening of school in September, 2016 and continuing through the last day of school in June, 2021 (the “IMA Term”); and

WHEREAS, the parties now desire to amend the Agreement in order to add two (2) additional SROs to the District beginning in September, 2018 for the balance of the IMA Term.

NOW, THEREFORE, in consideration of the terms and conditions herein contained, the parties agree as follows:

1. Beginning in September, 2018 and for the remainder of the IMA Term (the “Balance of the IMA Term”), the County agrees to assign two (2) additional SROs to the District, thereby increasing the total number of SROs during this period from one (1) to three (3) (the “Additional Services”).

2. During the Balance of the IMA Term, one (1) SRO shall be assigned to the Van Cortlandtville Elementary School; one (1) SRO shall be assigned to the Lincoln Titus Elementary School; and one (1) SRO shall continue to serve at the Walter Panas High School.

3. The Additional Services shall be performed by the County beginning on the opening day of school in September through the last day of school in June (the “School Term”) in accordance with the District’s annual school calendar, for the Balance of the IMA Term.

4. In consideration for the Additional Services to be rendered by the County to the District during the Balance of the IMA Term, the District agrees to pay the County as follows:

For the 2018/2019 School Term, an additional sum of \$ 290,856.00, thereby increasing the total amount payable by the District to the County from \$141,984.00 to \$432,840.00, payable in two equal installments of \$216,420.00.

For the 2019/2020 School Term, an additional sum of \$298,854.00, thereby increasing the total amount payable by the District to the County from \$145,305.00 to \$444,159.00, payable in two equal installments of \$222,079.50

For the 2020/2021 School Term, an additional sum of \$ 307,072.00, thereby increasing the total amount payable by the District to the County from \$148,710.00 to \$455,782.00, payable in two equal installments of \$227,891.00

5. For purposes of this amendment, all references in the Agreement to "School" shall be read in the plural as "Schools" so as to apply not only to the Walter Panas High School but to the two (2) elementary schools as well.

6. Except as otherwise specifically amended hereby, all remaining terms and conditions set forth in the Agreement shall remain in full force and effect upon the parties.

7. This Amendment shall not be enforceable until signed by both parties and approved by the Office of the County Attorney.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment on the day and year first above written.

THE COUNTY OF WESTCHESTER

By _____
Martin J. McGlynn
Acting Commissioner – Sheriff
Department of Public Safety

LAKELAND CENTRAL SCHOOL DISTRICT

By _____
Name:
Title:

Approved by the Westchester County Board of Legislators by Act No _____ - 2018 at a meeting duly held on the ___ day of _____, 2018

Approved as to form and
Manner of execution:

Assistant County Attorney
County of Westchester

Date

S/G/DPS/LAKELAND SRO Amendment 7-16-18.doc

DRAFT

DISTRICT'S ACKNOWLEDGEMENT

STATE OF NEW YORK)
) ss.:
COUNTY OF WESTCHESTER)

On this ____ day of _____, 2018, before me personally came _____, to
me known, and known to me to be the _____ of _____
_____, the municipal corporation described in and which executed the within instrument, who
being by me duly sworn did depose and say that he/she, the said _____ resides at
_____ and that he/she is the _____ of said
municipal corporation.

Notary Public Westchester County

CERTIFICATE OF AUTHORITY
(District)

I, _____, certify that I am the
(Officer other than officer signing contract)

_____ of the _____
(Title) (Name of District)

(the "District") a corporation duly organized in good standing under the _____

_____ *(Law under which organized, e.g., the New York Village Law, Town Law, General Municipal Law)*

named in the foregoing agreement that _____ who signed said
(Person executing agreement)

agreement on behalf of the District was, at the time of execution _____ of
(Title of such person),

the District, that said agreement was duly signed for on behalf of said District by

authority of its _____ thereunto duly authorized,
(Town Board, Village Board, City Council)

and that such authority is in full force and effect at the date hereof.

(Signature)

STATE OF NEW YORK)

ss.:

COUNTY OF WESTCHESTER)

On this ___ day of _____, 2018, before me personally came _____
_____ whose signature appears above, to me known, and know to be the
_____ of _____,
(Title)

the municipal corporation described in and which executed the above certificate, who being by
me duly sworn did depose and say that he, the said _____
resides at _____, and that
he/she is the _____ of said municipal corporation.
(Title)

Notary Public County