

INTERMUNICIPAL AGREEMENT (IMA)

SHARED SERVICE IMA – NYS DEC GRANT FOR “RECYCLING APP”

BETWEEN THE FOLLOWING MUNICIPALITIES:

City of New Rochelle
Town of Greenburgh
Town of Harrison
Town of Ossining
Village of Bronxville
Village of Hastings on Hudson
Village of Irvington
Village of Mamaroneck
Village of Pelham
Village of Tarrytown
Village of Tuckahoe

SHARED SERVICE IMA – NYS DEC GRANT FOR RECYCLING “APP”

THIS AGREEMENT made this ____ day of _____ 2019, by and between the Village of Tarrytown, a municipal corporation organized and existing under the laws of the State of New York, located at One Depot Plaza, Tarrytown, NY 10591 (“TARRYTOWN”) and the following list of municipalities, having places of business at the following locations:

City of New Rochelle, City Hall, 515 North Avenue, New Rochelle, NY 10801
Town of Greenburgh, 177 Hillside Avenue, Greenburgh, NY 10607
Town of Harrison, 1 Heineman Place, Harrison, NY 10528
Town of Ossining, 16 Croton Avenue, Ossining, NY 10562
Village of Bronxville, 200 Pondfield Road, Bronxville, NY 10708
Village of Hastings on Hudson, 7 Maple Avenue, Hastings-on-Hudson, NY 10706
Village of Irvington, 85 Main Street, Irvington, NY 10533
Village of Mamaroneck, 123 Mamaroneck Avenue, Mamaroneck, NY 10543
Village of Pelham, 195 Sparks Avenue, Pelham, NY 10803
Village of Tarrytown, 1 Depot Plaza, Tarrytown, NY 10591
Village of Tuckahoe, 65 Main Street, Tuckahoe, NY 10707

WITNESSETH

WHEREAS, Article 5-G of the General Municipal Law of the State of New York authorizes municipal corporations of the State to enter into agreements for the performance among themselves or one for the other of their respective functions, powers and duties on a cooperative or contract basis or for the provisions of services; and

WHEREAS, TARRYTOWN agreed to act as the lead entity on behalf of a group of municipalities in Westchester County, and applied for a multi-municipal grant to the New York State DEC for a shared “recycling app” and the municipalities (collectively the “Parties”) have recognized the need to undertake efforts designed to increase sustainability of natural resources and encourage progress toward the goal of improving efforts to recycle municipal waste; and

WHEREAS, the Parties acknowledge that the recycling waste stream of commingled glass, metal and plastic, as well as paper and cardboard pulp, among other resources jointly recycled by communities in Westchester County make up a majority of the waste stream and if such materials are handled properly and treated as materials can be among the heaviest components of municipal trash sent to landfills or incinerators, and

WHEREAS, the Parties understand that recyclable materials are assets and resources that can be secured and traded and sold to turn such materials back into goods, reducing the reliance upon landfills and resulting in cleaner soil, water and air; and

WHEREAS, the Parties recognize that an advantage to establishing a standard, common platform for recycling saves money on the development of such “app” or program and results in a more uniform and more effective approach towards recycling for all of the participating municipalities, which this group hopes will expand heading into the future; and

WHEREAS, these eleven (11) municipalities have determined that cooperating to secure this “recycling app” will result in a more efficient and effective approach, that is recognized, supported and funded by a grant from the NYS DEC to improve recycling efforts by all of the participating municipalities, and these eleven municipalities, the Parties, wish to work together and cooperate in this program through the execution of this Intermunicipal Agreement (“IMA”);

NOW, THEREFORE, the parties hereby agree as follows:

1. Sustainable Westchester (SW) is agreeing to work with a group of eleven (11) municipalities, in order to procure a shared, common platform “Recycling App” that can be used to answer common questions that residents of all municipalities have for their respective departments of public works, and to request follow-up or corrective services from public works departments, such as to pick up missed recycling collections, or other related questions and municipal services.
2. The Parties agree that the Village of Tarrytown has been designated the “lead” municipality in the joint recycling grant application to the New York State Department of Environmental conservation (NYS DEC) and TARRYTOWN has been awarded the grant, on behalf of the other municipalities and must take the following steps:
 - a. Tarrytown must execute the recycling grant with the New York State DEC
 - b. All participating municipalities must authorize and execute the IMA, including Tarrytown

- c. Alongwith the IMA, all municipalities will also receive invoices as per their agreed upon service contracts signed with SW
 - d. All participating municipalities must forward their payments per the invoice received from SW, to be made payable to the Village of Tarrytown
 - e. Upon receipt of all of the monies on behalf of the participating municipalities, Tarrytown shall make payment on behalf of all of the participating municipalities to Sustainable Westchester, for all work performed during the 1st term of the two-year service contract.
 - f. The rights and privileges of all participating municipalities with SW as the service provider, shall be established, preserved and maintained.
 - g. Upon payment to SW, the Village of Tarrytown shall then apply for and seek reimbursement pursuant to the NYS DEC Recycling Grant, with any and all such funds to be deposited to the dedicated fund established for this purpose.
 - h. Upon receipt of any and all grant reimbursable funds from the NYS DEC Recycling Grant, the Village of Tarrytown shall then process payment through the normal channels for accounts payables, with each participating municipality receiving their proportionate share of the grant funds for this purpose.
3. The term of this IMA will begin immediately and in the future, if renewed by each municipal board, shall coincide with the calendar year, so that its term shall be from January 1 through December 31, to be renewed from year to year.
 4. Village of Tarrytown has offered to continue to coordinate as lead applicant for the same DEC grant opportunity assuming its availability. A revised IMA will be prepared by the Village of Tarrytown and sent to all municipalities in that event.
 5. This Agreement constitutes the entire agreement and understanding of the parties, and supersedes all offers, negotiations and other agreements. There are no representations or understandings of any kind not set forth herein. Any amendments to this Agreement must be in writing and executed by both parties.
 6. Each of the signatories to this Agreement warrants and represents that each has the power and authority to enter into this Agreement and that the Board of Trustees of Tarrytown and the City Council(s), Town Council(s) and Village Board of Trustees of each respective municipality has authorized execution of this Agreement.
 7. All notices required hereunder shall be sent by e-mail, or by US Mail, First Class, or hand delivery, or by facsimile with original copy forwarded by first class mail to the respective parties at the addresses here and above set forth or to such other addresses as each may hereafter designate in writing. Notices shall be addressed, if to TARRYTOWN, to the attention of the Village Administrator, and if to the other municipalities to the attention of their respective officials, listed as follows:

- a. City of New Rochelle – Office of City Manager
- b. Town of Greenburgh – Office of Town Supervisor
- c. Town of Harrison – Office of Town Supervisor
- d. Town of Ossining – Office of Town Supervisor
- e. Village of Bronxville – Office of the Village Administrator
- f. Village of Hastings on Hudson – Office of the Village Manager
- g. Village of Irvington -- Office of the Village Administrator
- h. Village of Mamaroneck -- Office of the Village Manager
- i. Village of Pelham -- Office of the Village Administrator
- j. Village of Tarrytown -- Office of the Village Administrator
- k. Village of Tuckahoe -- Office of Superintendent of Public Works

IN WITNESS WHEREOF, the Parties have executed this IMA as of the date written above.

Village of Tarrytown, Lead community for NYS DEC grant project

_____, 2019

By: _____
Richard Slingerland, Village Administrator

Notary:

_____, 2019

By: _____

City of New Rochelle

_____, 2019

By: _____
Charles B. Strome, City Manager

Notary:

_____, 2019

By: _____

Town of Greenburgh

_____, 2019

By: _____
Paul Feiner, Town Supervisor

Notary:

_____, 2019

By: _____

Town of Harrison

_____, 2019

By: _____
Ron Belmont, Town Supervisor

Notary:

_____, 2019

By: _____

Town of Ossining

_____, 2019

By: _____
Dana Levenberg, Town Supervisor

Notary:

_____, 2019

By: _____

Village of Bronxville

_____, 2019

By: _____
James Palmer, Village Administrator

Notary:

_____, 2019

By: _____

Village of Hastings-on-Hudson

_____, 2019

By: _____
Mary Beth Murphy, Village Manager

Notary:

_____, 2019

By: _____

Village of Irvington

_____, 2019

By: _____
Lawrence Schopfer, Village Administrator

Notary:

_____, 2019

By: _____

Village of Mamaroneck

_____, 2019

By: _____
Daniel Sarnoff, Village Manager

Notary:

_____, 2019

By: _____

Village of Pelham

_____, 2019

By: _____
Omar T. Small, Village Administrator

Notary:

_____, 2019

By: _____

Village of Tuckahoe

_____, 2019

By: _____
Franco DiMarco, Superintendent of Public Works

Notary:

_____, 2019

By: _____