



Kenneth W. Jenkins
County Executive

Department of Law

John M. Nonna
County Attorney

113345

Date: March 27, 2026

To: Honorable Board of Acquisition and Contract

From: John M. Nonna
County Attorney

Re: Resolution authorizing the County of Westchester to enter into an Agreement with Vincent Toomey for the provision of consulting services in connection with labor negotiations and related matters for a term commencing March 1, 2026 and terminating February 29, 2028 for an amount not-to-exceed \$326,000 per year, payable quarterly upon submission of an invoice for completed work for the prior quarter, for a total aggregate amount not-to-exceed \$652,000.

Attached for your consideration is a Resolution which, if approved by your Honorable Board, would authorize the County to enter into an Agreement with Vincent Toomey for the provision of consulting services in connection with labor negotiations and related on-going contractual matters, including, but not limited to, arbitrations, grievances, unfair labor practices, improper practice charges and labor-management committee meetings, for a two (2) year term commencing on March 1, 2026 and terminating on February 29, 2028. In consideration for services rendered, the County will pay Mr. Toomey an amount not-to-exceed \$326,000 per year, payable quarterly upon submission of an invoice for completed work for the prior quarter, for a total aggregate amount not-to-exceed \$652,000.

Vincent Toomey will serve as a valuable resource to the County in its contract talks with the County's various labor unions. Mr. Toomey has negotiated on behalf of the County, agreements with the Teamsters, COBA, SOA and NYSNA which have been ratified by the respective unions. In addition to labor negotiations, Mr. Toomey's services will also be utilized to provide the County with advice on various on-going related matters such as grievances, unfair labor practices and labor management-committee meetings. Mr. Toomey has extensive experience and expertise in labor negotiations, particularly with municipalities. Mr. Toomey has been engaged exclusively in the practice of labor and employment law since 1985 and has successfully negotiated hundreds of collective bargaining agreements on behalf of his clients. Mr. Toomey serves as lead negotiator in collective bargaining for many communities in Westchester, Nassau and Suffolk Counties. He has represented his public sector clients in practically every type of labor dispute including discrimination actions under federal and state statutes, proceedings before the Public Employment Relations Board and labor arbitrations including interest arbitration proceedings.

Mr. Toomey has also litigated a number of precedent setting cases, including several before the New York State Court of Appeals, including Town of Southampton v. PERB, which is a leading case on interest arbitration and collective bargaining. He has also testified as an expert witness on labor and employment law matters and has been cited as an expert on labor and employment law by various publications including Newsday. Mr. Toomey has lectured extensively before municipal and bar association groups on labor and employment law and collective bargaining and has earned Martindale Hubbell's highest rating for legal ability and ethics.

This Agreement will serve a public purpose by ensuring that the County's interests are adequately represented during contract negotiations with its labor unions. In addition, this Agreement serves the public purpose of fiscal responsibility, because the consultant's experience may enable the County to negotiate more favorable contracts with its labor unions. As your Honorable Board is aware, there are a number of outstanding labor contracts that have expired. In addition, fiscal pressures that the County is facing now and well into the foreseeable future will require having a skilled labor negotiator to address these issues with the various bargaining units that represent most County employees.

The goals and objectives of this Agreement are to achieve the aforementioned public purposes. The goals and objectives will be tracked and monitored through regular consultation with the consultant, as well as through written progress reports and recommendations made by the consultant.

Authority to exempt this Agreement from the requirements of the Westchester County Procurement Policy and Procedures pursuant to Section 3(a) xxi thereof, has been submitted to your Honorable Board in accordance with a separate resolution of even date herewith.

Accordingly, your favorable action on the annexed Resolution is most respectfully urged and recommended.

JMN/DLV
Att.

APPROVED BOARD OF ACQUISITION & CONTRACT - 04/02/2025 - RAYMOND GUILY SECRETARY

RESOLUTION

Upon a communication from the County Attorney, be it hereby:

RESOLVED, that the County of Westchester is hereby authorized to enter into an Agreement with Vincent Toomey for the provision of consulting services in connection with labor negotiations and related on-going contractual matters, including, but not limited to, arbitrations, grievances, unfair labor practices, improper practice charges and labor-management committee meetings, for a term commencing March 1, 2026 and terminating February 29, 2028; and be it further

RESOLVED, that in consideration for services rendered, the County shall pay Mr. Toomey amount not-to-exceed \$326,000 per year, payable quarterly upon submission of an invoice for completed work for the prior quarter, for a total aggregate amount not-to-exceed \$652,000; and be it further

RESOLVED, that this Agreement is subject to County appropriations; and be it further

RESOLVED, that this Agreement is also subject to further financial analysis of the impact of any New York State Budget (the "State Budget") proposed and adopted during the term of this Agreement. The County shall retain the right, upon the occurrence of any release by the Governor of a proposed State Budget and/or the adoption of a State Budget or any amendments thereto, and for a reasonable period of time after such release(s) or adoption(s), to conduct an analysis of the impacts of any such State Budget on County finances. After such analysis, the County shall retain the right to either terminate this Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Consultant, then the Consultant shall have the right to terminate this Agreement upon reasonable prior written notice; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized to take such action and execute such documents as may be necessary and proper to effect the purposes hereof.

Account to be
Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
101	18	1000	4420		\$652,000

Budget Funding Year(s) 2026-2028 Start Date 03/01/26 End Date 2/29/28
(must match resolution)

Funding Source Tax Dollars \$652,000
State Aid _____
\$ 652,000 Federal Aid _____
(must match resolution) Other _____