

41427

DATE: July 21, 2014

TO: Honorable Board of Acquisition and Contract

FROM: John B. McCaffrey, Chief Information Officer  
Department of Information Technology

Kevin Cheverko, Commissioner  
Department of Correction

RE: AUTHORIZATION TO AMEND CONTRACT IT-1094 WITH SYSCON JUSTICE SYSTEMS LTD. FOR ONE YEAR OF SOFTWARE SUPPORT/MAINTENANCE SERVICES TO EXTEND THE TERM OF THE CONTRACT FOR ONE YEAR FROM OCTOBER 1, 2014 AND TERMINATING ON SEPTEMBER 30, 2015 AND INCREASE THE AMOUNT BY \$94,267 TO A NEW TOTAL NOT TO EXCEED CONTRACT AMOUNT OF \$532,510.

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BACKGROUND:

- On September 10, 2009, your Honorable Board approved a resolution which authorized entering into an agreement (IT-1094) with Syscon Justice System Ltd. ("Syscon"), for one year of software support and maintenance services for the application software (known as the iTAG Offender Management System) licensed to and in use by the Department of Correction (DOC), commencing October 1, 2009 and terminating September 30, 2010, for a total not to exceed contract amount of \$87,323. Contract IT-1094 authorized in this resolution was subsequently executed and approved.
- On July 22, 2010, your Honorable Board approved a resolution which authorized an amendment to Contract IT-1094 with Syscon by extending the term one year to a new termination date of September 30, 2011 and increased the amount by \$86,822 to a new total not-to-exceed contract amount of \$174,145. The first amendment to the agreement authorized in this resolution was subsequently executed and approved.
- On August 25, 2011, your Honorable Board approved a resolution which authorized an amendment to Contract IT-1094 with Syscon by extending the term one year to a new termination date of September 30, 2012 and increased the amount by \$86,822 to a new total not-to-exceed contract amount of \$260,967. The second amendment to the agreement authorized in this resolution was subsequently executed and approved.
- On August 16, 2012, your Honorable Board approved a resolution which authorized an amendment to Contract IT-1094 with Syscon by extending the term one year to a new termination date of September 30, 2013 and increased the amount by \$86,822 to a new total not-to-exceed contract amount of \$347,789. The third amendment to the agreement authorized in this resolution was subsequently executed and approved.
- On August 15, 2013, your Honorable Board approved a resolution which authorized an amendment to Contract IT-1094 with Syscon by extending the term one year to a new

termination date of September 30, 2014 and increased the amount by \$90,454 to a new total not-to-exceed contract amount of \$438,243. The fourth amendment to the agreement authorized in this resolution was subsequently executed and approved.

- It remains critical to continue support and maintenance services of the iTAG Offender Management System, provided by Syscon and utilized by DOC, in order to maintain the integrity of the system. Therefore, we now come before your Honorable Board requesting approval to amend Contract IT-1094 with Syscon to extend the term of the contract for one year of software support and maintenance services commencing October 1, 2014 for a total not to exceed amount of \$94,267.
- Pursuant to Section 9 of the Westchester County Procurement Policy and Procedures, it is our recommendation that after reasonable investigation, it has been determined that support of the software program known as the iTAG Offender Management System from Syscon Justice Systems Ltd., is the only one practicable source for the support of this software. Syscon is the sole owner of the proprietary code used in the application; therefore they are the sole source for the support and maintenance thereof.
- This contract will have a public purpose because managing information on inmates including inmate movements, risk factors, visitors and issues, promotes public safety of County residents by allowing for quick access to pertinent information by DOC staff, allowing them to perform their job duties more efficiently.
- The goals and objectives for this contract are to assure stability and business continuity for DOC staff that depend on this application to maintain and track critical information regarding inmates, which is crucial to the efficient delivery of DOC services. Any reported application issues are tracked via a tracking process to assure compliance. Regular status meetings are held between Syscon, and the Departments of Information Technology and Correction to review and promote timely resolution to these issues.
- The contracted system supports both the Fiscal Responsibility and the Safety and Security County Performance Measures. The system supports the Fiscal Responsibility measure by providing average jail census data to DOC; a key factor in staffing, leave and overtime cost management. The system supports the Safety and Security measure by providing feedback to DOC on inmate program effectiveness as it relates to recidivism.

**ACTION REQUESTED:**

- Authorization to amend Contract IT-1094 with Syscon Justice Systems Ltd., having an office located at Suite 230-8211 Sea Island Way, Richmond, British Columbia V6X 2W3, for one year of software support and maintenance services for the application software (known as the iTAG Offender Management System) licensed to and in use by DOC, commencing October 1, 2014 and terminating September 30, 2015, for a total not to exceed amount of \$94,267, payable in a lump sum payment upon contract execution, to a new total not to exceed contract amount of \$532,510, subject to County appropriations.

A resolution authorizing the aforementioned agreement is submitted herewith for your consideration.

## **RESOLUTION**

UPON A COMMUNICATION FROM THE CHIEF INFORMATION OFFICER, DEPARTMENT OF INFORMATION TECHNOLOGY AND THE COMMISSIONER, DEPARTMENT OF CORRECTION, BE IT HEREBY

RESOLVED: that the County of Westchester is hereby authorized to amend Contract IT-1094 with Syscon Justice Systems Ltd., having an office located at Suite 230-8211 Sea Island Way, Richmond, British Columbia V6X 2W3, for one year of software support and maintenance services for the application software (known as the iTAG Offender Management System) licensed to and in use by the Department of Correction, commencing October 1, 2014, and terminating September 30, 2015, for a total not to exceed amount of \$94,267, payable in a lump sum payment upon contract execution, to a new total not to exceed contract amount of \$532,510; and be it further

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

RESOLVED, 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 Contractor, then the Contractor shall have the right to terminate this Agreement upon reasonable prior written notice; and be it further

RESOLVED, that all other terms and conditions of the original agreement shall remain the same; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized and empowered to execute any and all documents necessary to effectuate the purposes hereof.

Contract No. IT-1094

Original Agreement: \$ 87,323  
First Amendment 86,822  
Second Amendment 86,822  
Third Amendment 86,822  
Fourth Amendment 90,454  
**This Amendment: \$ 94,267**  
TOTAL: \$532,510

Account to be Charged:

Year	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
2014	101	16	6000	4070		\$94,267

Budget Funding Year(s): 2014 Start Date: October 1, 2014 End Date: September 30, 2015

Funding Source Tax Dollars: \$94,267  
State Aid \_\_\_\_\_  
**\$94,267** Federal Aid \_\_\_\_\_  
(must match resolution) Other: \_\_\_\_\_

APPROVED BOARD OF ACQUISITION & CONTRACT - 08/14/2014 - JOHNSON COUNTY SECRETARY