



Department of Emergency Services

Memorandum

43305

DATE: November 19, 2014

TO: Board of Acquisition and Contract

FROM: John M. Cullen, Commissioner
Department of Emergency Services

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

RE: Authority for the County of Westchester to enter into an agreement with Motorola Solutions, Inc., for equipment and services necessary to provide a microwave and VTAC interoperability system to enhance countywide communications and interoperability for an amount not-to-exceed \$5,728,036.

Authority is requested for the County of Westchester (the "County") to enter into an agreement (the "Agreement") with Motorola Solutions, Inc. ("Motorola"), pursuant to which Motorola will provide the County the equipment and services necessary to provide a microwave and VTAC interoperability system to enhance countywide communications and interoperability with neighboring counties that are critical during emergency situations. The Agreement shall commence upon execution and terminate December 2, 2015.

The County will pay Motorola for equipment and services a total aggregate amount not-to-exceed \$5,728,036 ("Contract Price"), at rates not-to-exceed those specified in Motorola's New York State Office of General Services Contract # PT62495 for equipment and Contract # PS62496 for services ("NYS OGS # PT62495 and # PS62496") in accordance with the following payment schedule:

1. 70% of the Contract Price upon shipment of Fixed Network Equipment ("FNE") (as shipped);
2. 25% of the Contract Price upon completion of FNE Installation; and
3. 5% of the Contract Price upon Final Acceptance.

Motorola reserves the right to make partial shipments of equipment and to request payment upon shipment of such equipment. In addition, Motorola reserves the right to invoice for installations or civil work completed on a site-by-site basis, when applicable.

The NYS Division of Homeland Security and Emergency Services (“DHSES”) has awarded the County a Statewide Interoperable Communications Grant (“SICG”) in order to carry out the construction of a Countywide and inter-county microwave backbone to support interoperable communication systems. The project will enable the implementation of systems for first-responder communication via the VTAC National Interoperability channels, and implementation of microwave links to support the VTAC systems, enhance reliability of wireline connections between 60-Control, Public Safety HQ, and County radio sites, and provide a pathway to connect emergency communication facilities in Westchester, Rockland, Putnam, and Orange as well as support communication with state and federal personnel operating in the area.

The County determined that it was most prudent to procure the services from Motorola and to do so through Motorola’s NYS OGS # PT62495 and # PS62496, pursuant to New York General Municipal Law 104.

The proposed Agreement will serve a public purpose by enhancing emergency communications in the region.

The goals and objectives of the proposed Agreement are to provide for the safety and security of the County’s residents by enhancing the accessibility of National Interoperability channels in the County, and improving the reliability of connectivity to County infrastructure and neighboring counties.

The goal and objective of the proposed Agreement will be tracked and monitored by the staff of the Department of Emergency Services through a series of performance measures required by DHSES.

The proposed Agreement is exempt from the County’s Procurement Policy pursuant to Section 3(a)(i) thereof, based on the County’s use of Motorola’s NYS OGS # PT62495 and # PS62496 as the basis for its procurement, as described above.

Accordingly, the attached resolution is submitted for your consideration.

JMC/JBM/TSA
Attachment

RESOLUTION

Upon a communication from the Commissioner of the Department of Emergency Services and the Chief Information Officer of the Department of Information Technology, be it hereby

RESOLVED, that the County of Westchester (the "County") is hereby authorized to enter into an agreement (the "Agreement") with Motorola Solutions, Inc. ("Motorola"), pursuant to which Motorola will provide the County the equipment and services necessary to provide a microwave and VTAC interoperability system to enhance countywide communications and interoperability with neighboring counties that are critical during emergency situations for a term commencing upon execution and terminating December 2, 2015; and, be it further

RESOLVED, that the County will pay Motorola for equipment and services a total aggregate amount not-to-exceed \$5,728,036 ("Contract Price"), at rates not-to-exceed those specified in Motorola's New York State Office of General Services Contract # PT62495 for equipment and Contract # PS62496 for services ("NYS OGS # PT62495 and # PS62496") in accordance with the following payment schedule:

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

Account to be Charged/Credited:
 Agreement No. _____

Year	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
2015	263	20	534N	4380	T534	\$5,728,036

Budget Funding Year(s): 2015 Start Date: upon execution End Date: 12/2/15
 (must match resolution)

Funding Source	Tax Dollars	_____
	State Aid	<u>\$5,728,036</u>
<u>\$5,728,036</u>	Federal Aid	_____
(must match resolution) Other		_____