

Robert P. Astorino
County Executive

Office of the County Attorney

Robert F. Meehan
County Attorney

48527

Date: September 17, 2015

To: The Honorable Board of Acquisition and Contract

From: Robert F. Meehan
County Attorney

Re: **Resolution authorizing the County of Westchester (the “County”) to enter into an agreement with LexisNexis, a division of RELX, Inc. for the provision of on-line legal research services for a three (3) year period commencing on December 1, 2015 and terminating on November 30, 2018, with the County having the sole option to renew the Agreement for two (2) additional one (1) year option periods, at a total cost to the County not-to-exceed Eighty-Six Thousand (\$86,000.00) Dollars for the base contract term, subject to appropriation.**

Transmitted herewith is a resolution which, if approved by your Honorable Board, will authorize the County of Westchester (the “County”) to enter into an agreement (the “Agreement”) with LexisNexis, a division of RELX, Inc. (“Lexis”), for the provision of on-line legal research service (the “Services”), for a three (3) year period commencing on December 1, 2015 and terminating on November 30, 2018, with the County having the sole option to renew the Agreement for two (2) additional one (1) year option periods. The County will pay Lexis a total amount not to exceed Eighty-Six Thousand (\$86,000.00) Dollars for the base contract term, payable monthly, and subject to County appropriation.

The proposed Agreement, if authorized by your Honorable Board, would provide for access to comprehensive and current legal information, in on-line format, grouped into specialized libraries and standard research files. This information includes, without limitation, federal and state case law, certain specialty libraries, legislative material, state and federal sources, opinions, statutes, law review articles, legal treatises and other secondary sources, news sources and New York public records. Said on-line access would be provided concurrently to all holders of standard passwords, currently ninety (90) users, which includes among others, all attorneys in the Department of Law (the “Department”), as well as certain individuals in the County Executive’s Office, Board of Legislators, Board of Elections and Solid Waste Commission.

In compliance with the procurement policy, the Department requested proposals ("RFP") from West, a Thomson Reuters Business ("West"), Loislaw and Lexis. In addition, the RFP was posted on the County's RFP website. Price proposals were received from two (2) entities, Lexis and West. In accordance with the County's Procurement Policy and the RFP, the Department ranked the proposals based upon the evaluation criteria set forth in the RFP and Lexis was ranked first. Notably, Lexis' proposed pricing is substantially less than West's proposed pricing and will result in significant savings over the current agreement for on-line legal research services with West which will expire on November 30, 2015. In addition, the Department has previously used Lexis for these services and Lexis has been responsive to the Department's needs. Accordingly, Lexis has been selected as the successful proposer for on-line legal research services.

The goals and objectives of this proposed Agreement are to provide access to comprehensive and current legal information, grouped into specialized libraries and standard research files in connection with the legal representation of the County in various civil matters. The proposed agreement will serve a public purpose by assisting the attorneys in the County to perform legal research in an efficient and cost effective manner as well as enabling the attorneys to keep apprised of the latest legal developments so that the Department can efficiently represent the County in all legal matters. The services provided by Lexis shall be tracked by the County's daily usage and monitoring of the on-line legal services provide by Lexis as well as the Department's monthly review and payment of invoices.

Accordingly, I recommend that your Honorable Board approve the attached resolution authorizing the Agreement with Lexis for on-line legal research services.

RFM/jpi
Attachment

RESOLUTION

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

RESOLVED, that the County of Westchester (the "County") is hereby authorized to enter into an agreement with LexisNexis, a division of RELX, Inc. ("Lexis"), for the provision of on-line legal research service (the "Services"), for a three (3) year period commencing on December 1, 2015 and terminating on November 30, 2018, with the County having the sole option to renew the Agreement for two (2) one (1) year option periods. The County will pay Lexis a total amount not to exceed Eighty-Six Thousand (\$86,000.00) Dollars for the base contract term, payable monthly; 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 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 either to 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 the 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.

Agreement LAW # 991

Account to be Charged/credited	Year	Fund	Agency	Capital Project Or Org	Object/ Sub Object	Trust Account	Activity	Dollars
	2015	101	18		4070		1000	\$ 2,350
	2016	101	18		4070		1000	\$28,200
	2017	101	18		4070		1000	\$28,200
	2018	101	18		4070		1000	\$27,250

Budget Funding Year(s) 2015-18
(must match resolution)

Start Date December 1, 2015 End Date November 30, 2018

Funding Source Tax Dollars \$ 86,000

State Aid _____

\$ 86,000

(must match resolution) Federal Aid _____

Other _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 10/22/2015 - JUAN COCCHIARDI, SECRETARY