

71509

DATE: September 5, 2019

TO: Board of Acquisition and Contract

FROM: Marguerite Beirne
Chief Information Officer
Department of Information Technology

RE: Authority to enter into a license agreement (IT-1573) with RapidSOS, Inc., pursuant to which it will give the County a license to access certain data through its software, for use in response to 9-1-1 emergency calls.

Authority is requested for the County of Westchester (the "County") to enter into a license agreement (IT-1573) with RapidSOS, Inc. ("RapidSOS"), pursuant to which RapidSOS will give the County a license to access certain data through RapidSOS's software, such as supplemental 9-1-1 caller location data and profile data associated with a 9-1-1 caller, for the County's use in response to 9-1-1 emergency calls, on the terms contained in Exhibit "1", which is attached hereto (the "License Agreement").

The proposed License Agreement will serve a public purpose by providing the County with access to additional data that will assist in the timely provision of emergency services.

The goal and objective of the proposed License Agreement is to provide the County with access to additional data that will assist in the timely provision of emergency services.

The goal and objective of the proposed License Agreement is in the best interests of the County in terms of health and safety, as the County having access to additional data that will assist in the timely provision of emergency services will ultimately help ensure the health and safety of the persons seeking such services within Westchester County.

The goal and objective of the proposed License Agreement will be tracked and monitored by the staff of the Department of Information Technology.

Investigation by the Department of Information Technology has found that RapidSOS is the sole practicable source for access to the above-described data. Accordingly, I respectfully recommend the adoption of the attached resolution.

MB/SF/bdm/nn

RESOLUTION

Upon a communication from the Chief Information Officer, Department of Information Technology, be it hereby:

RESOLVED, that the County of Westchester (the "County") is hereby authorized to enter into a license agreement (IT-1573) with RapidSOS, Inc. ("RapidSOS"), pursuant to which RapidSOS will give the County a license to access certain data through RapidSOS's software, such as supplemental 9-1-1 caller location data and profile data associated with a 9-1-1 caller, for the County's use in response to 9-1-1 emergency calls, on the terms contained in Exhibit "1", which is attached hereto (the "License Agreement"); and be it further

RESOLVED, that the License Agreement is deemed to be a sole source procurement pursuant to Section 9 of the Westchester County Procurement Policy; 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 appropriate to effectuate the purposes of this Resolution.

Account to be charged/credited
(Agreement No. IT-1573)

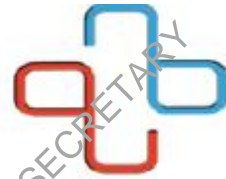
Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
					N/A

Budget Funding Years: N/A Start Date: Upon execution End Date: N/A
(must match resolution)

Funding Source Tax Dollars: N/A
 State Aid: _____
N/A Federal Aid: _____
(must match resolution) Other: _____

EXHIBIT "1"

RAPIDSOS



RapidLite License Agreement as of December 2018

- **RapidSOS:** RapidSOS, Inc., a provider of emergency communications services, located at 234 West 39th St, New York, NY 10018
- **Agency:** A Public Safety Answering Point (PSAP), as defined in Section 20.3 of the rules of the Federal Communications Commission (FCC), requesting access to RapidSOS Emergency Information
- **RapidSOS Emergency Information:** Information received by RapidSOS from RapidSOS Emergency Information Providers and provided by RapidSOS to Agency, including but not limited to supplemental 9-1-1 caller location data and profile data associated with a 9-1-1 caller
- **Credentials:** Unique electronic credentials that allow Agency to access RapidSOS Emergency Information
- **RapidSOS Emergency Information Provider:** Any person that provides RapidSOS Emergency Information, including without limitation smartphone application providers, smartphone device manufacturers and operating systems providers, manufacturers and service providers of other internet-connected devices.

RapidSOS Service Data Terms of Use

Agency explicitly acknowledges that the RapidSOS Emergency Information is provided for informational purposes only and is supplemental to location data provided from other sources, and that RapidSOS Emergency Information should not replace other emergency location information and should not be exclusively relied upon in an emergency scenario. RapidSOS Emergency Information will only be used by Agency to respond to 9-1-1 emergency calls. Agency will not use the RapidSOS Emergency Information in any manner or for any purpose that violates any applicable local, state, national, or international law, any right of any person, or use the RapidSOS Emergency Information for any illegal, unauthorized or other improper purposes. Agency specifically authorizes RapidSOS, and each RapidSOS Emergency Information Provider, to provide the other emergency communications services contemplated herein to provision RapidSOS Emergency Information to Agency.

Credentials to Access RapidSOS Emergency Information

Agency hereby requests a unique set of credentials assigned to Agency that will allow Agency to access RapidSOS Emergency Information. Agency acknowledges that Agency is responsible for proper safekeeping of those credentials, and will immediately notify RapidSOS electronically to psapsupport@rapidsos.com should these unique credentials ever get exposed to unauthorized personnel or otherwise compromised. For security reasons, RapidSOS reserves the right to disable credentials and re-issue new credentials at their sole discretion. In such case, Agency or Agency vendor will be notified by RapidSOS.

[NO FURTHER TEXT ON THIS PAGE]