

12635



Date: June 29, 2010

To: Honorable Board of Acquisition and Contract

From: Hon. Kenneth W. Jenkins, Chair
Westchester County Board of Legislators

Re: **Resolution to exempt from the Westchester County Procurement Policy an Agreement with Robert J. Boland to provide consulting services to the Westchester County Board of Legislators pursuant to Section 3(a)xxi of the Westchester County Procurement Policy and Procedures**

Authority is hereby requested from your Honorable Board to exempt from the Westchester County Procurement Policy an agreement between the County of Westchester and Robert J. Boland, to provide consulting services to the Board of Legislators ("Board") regarding the following matters: the Westchester County Health Care Corporation; the Westchester County Department of Correction prisoner health care contract; the 6-n insurance reserve fund and 6-j workers compensation fund, and also provide consultation for other matters as may be requested by the Chair of the Board.

As you are aware, Mr. Boland recently retired from his position as Director of Fiscal Affairs for the Board and prior to his retirement was responsible for handling all material aspects of the above described matters. Mr. Boland has been an invaluable resource to the County for many years and has provided tremendous insight for a variety of critical programs, including those listed above. On July 12, 2010, the Board approved Resolution 85-2010, which is a waiver of Section 883.21(i)(3) of the Westchester County Code of Ethics to permit Mr. Boland to accept a position as paid consultant to the County for the above stated purposes

For purposes of continuity, it is necessary and appropriate for Mr. Boland to provide on-going advice and guidance to the Board. Mr. Boland's experience and institutional knowledge with respect to these matters makes him a unique resource. This contract will enable the Board to avoid any disruption in service which could compromise the Board's ability to promote sound fiscal practices and will ensure that the Board has the necessary expertise to effectively carry out its oversight function in connection with the completion of these and other matters.

Pursuant to Section 3(a)xxi, the Westchester County Procurement Policy and Procedures are not applicable to any procurement for which this Honorable Board determines, by resolution passed prior to commencing such procurement, that compliance with the policy would not be in the best interests of the County. Based upon the foregoing, it is proposed that the best interests of the County would be served by exempting this agreement from the procedures of the County's

Procurement Policy. A resolution to exempt this agreement from procurement is hereby submitted for your consideration.

KWJ/TSA/ta
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 7-22-2010 - JOMARY VIEIRA, SECRETARY

RESOLUTION

Upon a communication from the Chair of the Board of Legislators, be it hereby

RESOLVED, that pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, it is hereby determined that application of the procedural requirements contained therein, including the necessity of soliciting proposals, is neither cost effective nor expedient, and accordingly, not in the best interests of the County in connection with the procurement of Robert J. Boland for consulting services to the Board of Legislators regarding the following matters: the Westchester County Health Care Corporation; the Westchester County Department of Correction prisoner health care contract; the 6-n insurance reserve fund and 6-j workers compensation fund, and also provide consultation for other matters as may be requested by the Chair of the Board of Legislators.

APPROVED BOARD OF ACQUISITION & CONTRACT - 7-22-2010 - JOMAR VIEIRA, SECRETARY