

27073

Date: May 22, 2012

To: Honorable Members of the Board of Acquisition and Contract

From: Robert F. Meehan
County Attorney

Marguerite Beirne
Chief Information Officer

Re: Authority for the County of Westchester to amend an agreement with Computer Sciences Corporation for software maintenance for the County's "RiskMaster" risk management software system in order to provide for additional services and to increase the not to exceed amount by \$4,800.00 for a new not to exceed amount of \$60,621.72

In 1998, the County entered into an agreement with Dorn Technology Group, Inc. ("Dorn Technology") for the licensing, installation and support of a "RiskMaster" risk management software system. Included in the agreement was the provision of software maintenance services for one year, to commence upon completion of the warranty period. This initial software maintenance period ended in 2000. Since that time, the County has periodically renewed the agreement in order to receive continued software maintenance.

Notably, during the course of the maintenance agreement, Dorn Technology changed its name to Mynd Corporation. Subsequently, Computer Sciences Corporation ("CSC") acquired Mynd Corporation and all of its assets. Accordingly, the maintenance agreement is currently between the County and CSC.

The most recent renewal of the maintenance agreement was authorized by your Honorable Board by a resolution approved on March 1, 2012. That resolution authorized the County to renew and extend the term maintenance agreement with CSC for an additional two (2) years, to a new termination date of March 13, 2014, for a total cost of \$55,821.72. The authorized amendment (the "Amendment") was subsequently executed.

This amendment is necessary to update the RiskMaster software in order for the County to comply with the new reporting requirements pursuant to the Medicare Secondary Payer Mandatory Reporting Provisions of Section 111 of the Medicare, Medicaid and SCHIP Extension Act of 2007, as amended.

The proposed amendment will serve a public purpose by enabling the Office of Risk Management to update its risk management software system to be in compliance with new Federal reporting requirements pursuant to Federal Law.

Since the RiskMaster software is proprietary to CSC, they are the only ones who can provide maintenance. Accordingly, we recommend that this procurement be classified as a sole source procurement pursuant to Section 9 of the Westchester County Procurement Policy.

The goal and objective of the proposed amendment is to ensure that the Office of Risk Management's RiskMaster software functions as required and for the County to comply with Federal Law.

The goal and objective of the proposed amendment is in the best interests of the County in terms of fiscal responsibility and safety and security, as it will enable the Office of Risk Management to update its risk management software system in order to comply with Federal Law and thereby provide required risk management functions for the County.

The goal and objective of the proposed amendment will be monitored by the staff of the Office of Risk Management.

Approval of the attached resolution by your Honorable Board is respectfully requested.

RFM/MCB/AJD/jpi

RESOLUTION

Upon a communication from the County Attorney and the Chief Information Officer, be it hereby

RESOLVED, that the County of Westchester (the "County") is hereby authorized to amend an agreement with Computer Sciences Corporation ("CSC"), pursuant to which CSC provides software maintenance for the County's risk management software system, in order to provide for additional services and to increase the not to exceed amount by \$4,800.00 for a new not to exceed amount of \$60,621.72; and be it further

RESOLVED, that pursuant to Section 9 of the Westchester County Procurement Policy, this procurement is deemed a sole source procurement; and be it further

RESOLVED, that the County Executive or his authorized designee is hereby authorized to execute all instruments and take all actions necessary to implement this Resolution.

Original Agreement	55,821.72
This Amendment	<u>4,800.00</u>
TOTAL	60,621.72

Agreement #LAW892

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
615	59	0692/3640	4420/01		\$4,800.00

Budget Funding Year(s) 2012-2013 Start Date 3/14/2012 End Date 3/14/2014
 (must match resolution)

Funding Source Tax Dollars _____
 State Aid _____
 Federal Aid _____
 Other 6N fund _____

\$4,800.00

(must match resolution)

APPROVED BOARD OF ACQUISITION & CONTRACT - 06/21/2012 - JOMARY VIEIRA, SECRETARY