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Solid Waste Commission

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Solid Waste Commission

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32066

Date: January 7, 2013

To: Members of the Board of Acquisition and Contract

From: Bruce Berger, Executive Director,
Solid Waste Commission

Re: Resolution to exempt from the Westchester County Procurement Policy an agreement between the County of Westchester, acting by and through its Solid Waste Commission, and Lexis Nexis, a Reed Elsevier, Inc. business, for the provision of computer-assisted research services, 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 a Subscriber Agreement (the "Agreement") with Lexis Nexis, a Reed Elsevier, Inc. business ("Lexis Nexis"), for the provision of computer-assisted research services for the Solid Waste Commission. The term of the Agreement will commence on January 1, 2013 and terminate on December 31, 2015. In consideration for services rendered, Lexis Nexis will be paid a total of \$35,784 for the term of the Agreement, subject to County appropriations.

Ordinarily, under Section 5(a) of the Procurement Policy, the County is required to solicit written or oral quotations from no fewer than three persons customarily providing the required services. However, the news and archived news items, public database records and business background information provided by Lexis is better suited to the background investigations performed by the Solid Waste Commission than are those provided by West, the other primary on-line legal research company in the United States. These important features compel this Solid Waste Commission to purchase these important services from Lexis Nexis.

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. For the reasons set forth above, 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.

BB/jpi

APPROVED BOARD OF ACQUISITION & CONTRACT - 02/28/2013 - JOMARY VIEIRA, SECRETARY

RESOLUTION

Upon a communication from Bruce Berger, Executive Director, Solid Waste Commission, 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 an agreement for providing on-line research services with Lexis Nexis, a Reed Elsevier, Inc. business.

APPROVED BOARD OF ACQUISITION & CONTRACT 02/28/2013 - JOMAR VIEIRA, SECRETARY