

Robert P. Astorino  
County Executive

Solid Waste Commission

Bruce B. Berger  
Executive Director

**Solid Waste Commission**

100 East First Street  
Mount Vernon, New York 10550  
(914) 813-6850  
fax: (914) 813-6852

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Date: August 9, 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 West, a Thomson Reuters business, for the provision of computer-assisted research services, pursuant to Section 3(a)xxi of the Westchester County Procurement Policy and Procedures

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Authority is hereby requested from your Honorable Board to exempt from the Westchester County Procurement Policy a Subscriber Agreement (the "Agreement") with West, a Thomson Reuters business ("West"), for the provision of computer-assisted research services for the Solid Waste Commission. The term of the Agreement will commence October 1, 2013 and terminate September 30, 2016. In consideration for services rendered, West will be paid an amount not-to-exceed \$37,800.00 for the term of the Agreement, subject to County appropriations.

On February 8, 2013, your Honorable Board authorized the County to enter into an agreement with Lexis-Nexis, a Reed Elsevier, Inc. business ("Lexis"), however, a written agreement was never entered into since Lexis would not agree to certain County contract provisions.

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, West and Lexis are the primary providers of computer-assisted research services in the United States, and as stated above, the County could not agree to terms with Lexis. It is imperative to ensure that the Solid Waste Commission has access to the most current news and all archived news items. Thus, authorization is hereby being sought by your Honorable Board to exempt the Agreement from the Westchester County Procurement Policy.

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 - 09/05/2013 - JOMAR V. MORALES, SECRETARY

## **RESOLUTION**

Upon a communication from the Executive Director of the 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 West, a Thomson Reuters business.

APPROVED BOARD OF ACQUISITION & CONTRACTS 09/05/2013 JOHANNY VIEIRA, SECRETARY