

47646

DATE: July 10, 2015

TO: Board of Acquisition and Contract

FROM: John B. McCaffrey, Chief Information Officer
Department of Information Technology

Lawrence C. Soule, Budget Director
Department of the Budget

RE: AUTHORITY TO ENTER INTO AN AGREEMENT (IT-1368) WITH FINITE MATTERS LTD., PURSUANT TO WHICH IT WILL PROVIDE CUSTOM PROGRAMMING SERVICES FOR ITS PATTERN STREAM SOFTWARE, FOR A TERM COMMENCING JULY 20, 2015 AND CONTINUING THROUGH JANUARY 31, 2017, FOR AN AMOUNT NOT-TO-EXCEED \$28,875.00.

Authority is respectfully requested from your Honorable Board for the County of Westchester (the "County") to enter into an agreement (IT-1368) with Finite Matters Ltd. ("FML"), pursuant to which FML will provide custom programming services in order to modify its Pattern Stream software ("Pattern Stream") to allow the County's Capital Budget Book to be generated automatically from data in the Capital Management System, CGI-AMS Finance System, and flat files, for both print output and web presentation, (the "Customization") for a term commencing July 20, 2015 and continuing through January 31, 2017, for an amount not-to-exceed \$28,875.00, payable pursuant to an approved budget (the "Proposed Agreement").

The Proposed Agreement will serve a public purpose by allowing the County's Capital Budget Book to be generated automatically and thereby make the production of the Capital Budget Book easier, faster, and less error prone.

The goal and objective of the Proposed Agreement is to obtain the custom programming services necessary to allow the County's Capital Budget Book to be generated automatically.

The goal and objective of the Proposed Agreement is in the best interests of the County in terms of fiscal responsibility, as easier, faster, and less error prone production of the Capital Budget Book is intended to represent a savings through increased efficiency.

The goal and objective of the Proposed Agreement will be tracked and monitored by appropriate staff of the Department of Information Technology and the Department of the Budget.

Due to the proprietary nature of Pattern Stream, FML is the only entity that can provide

the custom programming services for the software. Accordingly, I recommend that your Honorable Board deem the Proposed Agreement to be a sole source procurement pursuant to Section 9 of the County Procurement Policy.

I respectfully recommend adoption of the proposed resolution.

JBM/LCS/bdm/nn

APPROVED BOARD OF ACQUISITION & CONTRACT - 08/12/2015 - JOAN COCCIARDI, SECRETARY

RESOLUTION

UPON A COMMUNICATION FROM THE CHIEF INFORMATION OFFICER,
DEPARTMENT OF INFORMATION TECHNOLOGY, AND BUDGET DIRECTOR,
DEPARTMENT OF THE BUDGET, BE IT HEREBY

RESOLVED, that the County of Westchester (the "County") is hereby authorized to enter into an agreement (IT-1368) with Finite Matters Ltd. ("FML"), pursuant to which FML will provide custom programming services in order to modify its Pattern Stream software ("Pattern Stream") to allow the County's Capital Budget Book to be generated automatically from data in the Capital Management System, CGI-AMS Finance System, and flat files, for both print output and web presentation, (the "Customization") for a term commencing July 20, 2015 and continuing through January 31, 2017, for an amount not-to-exceed \$28,875.00, payable pursuant to an approved budget (the "Agreement"); and be it further

RESOLVED, that this 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 this Agreement is subject to County appropriations; and be it further

RESOLVED, that this Agreement is also subject to further financial analysis of the impact of any New York State Budget (the "State Budget") proposed and adopted during the term of this Agreement. The County shall retain the right, upon the occurrence of any release by the Governor of a proposed State Budget and/or the adoption of a State Budget or any amendments thereto, and for a reasonable period of time after such release(s) or adoption(s), to conduct an analysis of the impacts of any such State Budget on County finances. After such analysis, the county shall retain the right to either terminate this Agreement or to renegotiate the amounts and rates approved herein. If the County subsequently offers to pay a reduced amount to the Contractor, then the Contractor shall have the right to terminate this Agreement upon reasonable prior written notice; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized and empowered to execute and deliver any and all documents and to take all action necessary and appropriate to effectuate the purposes of this Resolution.

Agreement: **IT- 1368**

Account to be Charged/Credited:

| Year | Fund | Dept | Major Program, Program & Phase Or Unit | Object/ Sub-Object | Trust Account | Dollars |
|------|------|------|--|-----------------------|------------------|-------------|
| 2015 | 316 | 16 | BIT4B01S | 6120 | | \$28,875.00 |
| | | | | | | |
| | | | | | | |

Budget Funding Year(s): 2015 Start Date: 07/20/15 End Date: 01/31/17
(must match resolution)

Funding Source Tax Dollars: 100%
State Aid: _____
\$28,875.00 Federal Aid: _____
(must match resolution) Other: _____

APPROVED BOARD OF ACQUISITION & CONTRACT - 08/12/2015 - JOAN COCCARDI, SECRETARY