



Department

of Emergency Services
Department of Information Technology

Memorandum

52065

Date: May 12, 2016

To: Board of Acquisition and Contract

From: John M. Cullen, Commissioner
Department of Emergency Services

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

Re: AUTHORITY TO AMEND AN AGREEMENT (DES14110044) WITH MOTOROLA SOLUTIONS, INC. FOR CHANGE ORDER NUMBERS 1-14, INCREASING THE AMOUNT BY \$520,499.67 TO A NEW TOTAL NOT TO EXCEED AMOUNT OF \$6,248,535.67.

On December 4, 2014 your Honorable Board approved a resolution which authorized an agreement (“Agreement”) between the County of Westchester (the “County”) and Motorola Solutions, Inc. (“Motorola”) whereby Motorola would provide equipment and services necessary to implement microwave and VTAC radio interoperability systems for a total amount payable to Motorola not to exceed \$5,728,036 (the “Contract Price”). The Agreement was subsequently executed on or about December 22, 2014.

On December 10, 2015, your Honorable Board authorized the County to enter into a First Amendment to the Agreement in order to extend the term through December 2, 2016, which First Amendment was duly executed on February 2, 2016.

There have been a number of change orders to the scope of work contained in the Agreement with no change to the Contract Price, as well as a number of change orders to the scope of work contained in the Agreement which do require an increase in the Contract Price. Accordingly, authority is requested to enter into a second amendment to the Agreement in order to: (i) reflect the revised scope of work addressed by each of the change orders, and (ii) increase the Contract Price by an amount not to exceed \$520,499.67, bringing the new total Contract Price to \$6,248,535.67. Authority to execute the change orders is also requested at this time. There are fourteen change orders as follows:

| # | Description | Contract Price Increase |
|----|---|-------------------------|
| 1 | Delete Guard Hill Original Scope (Credit) | - |
| 2 | Delete Mohansic - Orange County Microwave 1/2 Link (Credit) | - |
| 3 | Delete Grasslands - Rockland County Microwave 1/2 Link (Credit) | - |
| 4 | Add 2nd Putnam Valley Microwave 1/2 Link, i.e. Upgrade to Full Link | - |
| 5 | Delete Fox Lane (Credit) | - |
| 6 | Delete MVDO Installation Services (Credit) | - |
| 7 | Delete Courthouse Room Expansion (Credit) | - |
| 8 | Modify Courthouse Civil Work | - |
| 9 | Add Dunwoodie Tower Replacement Study | - |
| 10 | Modify Miscellaneous Scope | - |
| 11 | Add Mt. Ave. (Mt. Kisco) DPS F1 | \$365,172.95 |
| 12 | Add Guard Hill New Scope | \$155,326.72 |
| 13 | Add Mt. Lakes Tower Reinforcement | - |
| 14 | Add Courthouse Grounding | - |

The County will pay Motorola for equipment and services at rates not-to-exceed those specified in Motorola's New York State Office of General Services Contract # PT62495 for equipment and Contract # PS62496 for services ("NYS OGS # PT62495 and # PS62496").

The proposed Second Amendment to the Agreement is exempt from the County's Procurement Policy pursuant to Section 3(a)(i) thereof, based on the County's use of Motorola's NYS OGS # PT62495 and # PS62496 as the basis for its procurement.

All other terms and conditions of the Agreement shall remain the same and in full force and effect.

ACTION REQUESTED:

Authorization to enter into a second amendment to the Agreement, as amended, with Motorola Solutions, Inc. to (i) reflect the revised scope of work addressed by each of the change orders numbers 1-14, and (ii) increase the Contract Price by an amount not to exceed \$520,499.67, bringing the new total Contract Price to \$6,248,535.67, with all other terms and conditions of the agreement to remain the same. Further authorization is requested to execute change orders numbers 1-14.

Accordingly, the attached resolution is submitted for your consideration.

JMC/JBM/TSA

Attachment

APPROVED BOARD OF ACQUISITION & CONTRACTS 08/02/2016 - LISA MARIJA SECRETARY

RESOLUTION

Upon a communication from the Commissioner of the Department of Emergency Services and the Chief Information Officer of the Department of Information Technology, be it hereby

RESOLVED, that the County of Westchester (the "County") is authorized to enter into a second amendment to the Agreement, as amended, with Motorola Solutions, Inc. to (i) reflect the revised scope of work addressed by each of the change orders numbers 1-14, and (ii) increase the Contract Price by an amount not to exceed \$520,499.67, bringing the new total Contract Price to \$6,248,535.67; and be it further

RESOLVED, that the County is authorized to execute change orders number 1-14 as follows:

| # | Description | Contract Price Increase |
|----|---|-------------------------|
| 1 | Delete Guard Hill Original Scope (Credit) | - |
| 2 | Delete Mohansic - Orange County Microwave 1/2 Link (Credit) | - |
| 3 | Delete Grasslands - Rockland County Microwave 1/2 Link (Credit) | - |
| 4 | Add 2nd Putnam Valley Microwave 1/2 Link, i.e. Upgrade to Full Link | - |
| 5 | Delete Fox Lane (Credit) | - |
| 6 | Delete MVDO Installation Services (Credit) | - |
| 7 | Delete Courthouse Room Expansion (Credit) | - |
| 8 | Modify Courthouse Civil Work | - |
| 9 | Add Dunwoodie Tower Replacement Study | - |
| 10 | Modify Miscellaneous Scope | - |
| 11 | Add Mt. Ave. (Mt. Kisco) DPS F1 | \$365,172.95 |
| 12 | Add Guard Hill New Scope | \$155,326.72 |
| 13 | Add Mt. Lakes Tower Reinforcement | - |
| 14 | Add Courthouse Grounding | - |

and, be it further

RESOLVED, that all other terms and conditions of the Agreement, as amended, shall remain the same and in full force and effect; and be it further

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

Agreement Number: DES14110044
 Original Agreement: \$ 5,728,036.00
 First Amendment: \$ 0.00
This Amendment: \$ 520,499.67
TOTAL \$ 6,248,535.67

| Account to be Charged/credited | Year | Fund | Dept. | Major Program, Program & Phase Or Unit | Object/ Sub Object | Trust Account | Dollars |
|--------------------------------|------|------|-------|--|--------------------|---------------|--------------|
| | | | 263 | 20 | 390P | 4380 | T390 |
| | | 263 | 38 | 473N | 4380 | T473 | \$77,663.36 |
| | | 263 | 38 | 475Q | 4380 | T475 | \$225,172.95 |
| | | 711 | 38 | 8002 | 4380 | - | \$110,000.00 |

Budget Funding Year(s): NA Start Date: Upon Execution End Date: December 2, 2016
 Funding Source: Tax Dollars _____
 State Aid _____
\$520,499.67 Federal Aid \$410,499.72
 (must match resolution) Other \$110,000.00