

DATE: January 15, 2010

TO: Board of Acquisition and Contract

FROM: Marguerite Beirne, Chief Information Officer

RE: AUTHORIZATION TO AMEND CONTRACT IT-604 WITH MOTOROLA, INC. BY EXTENDING THE TERM EIGHT MONTHS TO A NEW TERMINATION DATE OF DECEMBER 31, 2010

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BACKGROUND:

- On April 1, 2004 your Honorable Board approved a resolution which authorized entering into an agreement with Motorola, Inc. ("Motorola") whereby Motorola would furnish and install a UHF trunked analog two-way radio system for a total amount payable to Motorola not to exceed \$11,997,000. The contract (IT-604) authorized in this resolution, as well as several amendments, was subsequently executed and approved.
- The system implemented under contract IT-604 has been in service since the fall of 2007 and has been performing well. However, Motorola is still at work on ancillary tasks that have not yet been completed to the satisfaction of the Department of Information Technology and other County stakeholder Departments.
- The Department of Information Technology wishes to have all outstanding tasks completed to the County's satisfaction before final contract payment is made. Contract IT-604 is currently due to expire on April 30, 2010, and thus final payment must currently be made by this date. However, Motorola will not be able to complete work on all outstanding tasks by this deadline.
- Therefore, we now come before your Honorable Board requesting approval to amend contract IT-604 with Motorola, Inc. by extending the term until December 31, 2010. No additional funding is requested, just additional time to complete the project.
- The public purpose of contract IT-604 is the establishment of a reliable first responder and public transportation radio system. The radio system enables communication between Fire, EMS, and Police agencies, as well as all Hospitals in the County, and provides channels used to coordinate the operation of the County's Bee Line bus system. The radio system serves the public interest by facilitating the delivery of critical public safety and emergency services to the County's citizens and by supporting the operation of the County's public transportation system.
- The goal and objective of the requested amendment is to allow sufficient time for work on all outstanding tasks to be completed to the County's satisfaction before final payment is made to Motorola.
- Work done under this contract is continuously monitored by staff from the Departments of Information Technology and Emergency Services in order to ensure that it is properly and effectively carried out.

- The attached resolution serves the County Executive's goal of assuring that contracts are fiscally responsible by allowing the County to see that all necessary tasks have been completed to its satisfaction before making final contract payment to Motorola. If this resolution is not approved, the County would need to make final payment to Motorola before being satisfied that all necessary tasks had been satisfactorily completed.
- The attached resolution serves the County Executive's goal of assuring that contracts have a positive impact on the Safety and Security of the County by allowing the County to require that all work on a project critical to public safety is carried out with the necessary levels of quality and completeness. If this resolution is not approved, the County's ability to require these levels of quality and completeness would be undermined.

ACTION REQUESTED:

- Authorization to amend contract IT-604 with Motorola, Inc., having an office located at 5 Paragon Drive, Suite 200, Montvale, New Jersey 07645, by extending the term of the agreement eight months to a new termination date of December 31, 2010, with all other terms and conditions of the agreement to remain the same.

Accordingly, the attached resolution is submitted for your consideration.

MCB:ASE:SAL

Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 1-28-2010 - JOMARY VIEIRA, SECRETARY

## RESOLUTION

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

RESOLVED: that the County of Westchester (the "County") is hereby authorized to amend contract IT-604 with Motorola, Inc., having an office located at 5 Paragon Drive, Suite 200, Montvale, New Jersey 07645, by extending the term of the agreement eight months to a new termination date of December 31, 2010; and be it further

RESOLVED, that all other terms and conditions of the agreement shall remain the same; and be it further

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

Contract No. IT-604

Original Agreement:	\$11,997,000
First Amendment:	\$ 169,236
Second Amendment:	\$ 267,931
Third Amendment:	\$ 250,000
Fourth Amendment:	\$ 260,245
Fifth Amendment:	\$ 105,400
Sixth Amendment:	\$ 122,994
Seventh Amendment:	\$ 35,400
Eighth Amendment:	\$ 59,920
Ninth Amendment:	\$ 32,250
Tenth Amendment:	\$ 19,920
Eleventh Amendment:	\$ 150,000
Twelfth Amendment:	\$ 325,000
Thirteenth Amendment:	\$ 53,000
Fourteenth Amendment:	\$ 0
<b>This Amendment:</b>	<b>\$ 0</b>
<b>TOTAL</b>	<b>\$13,848,296</b>

Account to be Charged/Credited:

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
					NA

Budget Funding Year(s): NA

Start Date: May 1, 2010

End Date: December 31, 2010

Funding Source

Tax Dollars: \$NA

State Aid \_\_\_\_\_

\$NA

Federal Aid: \_\_\_\_\_

(must match resolution)

Other: \_\_\_\_\_