

**74118**

January 23, 2020

To: Board of Acquisition and Contract

From: Thomas A. Gleason  
Acting Commissioner - Sheriff  
Department of Public Safety

Marguerite Beirne  
Chief Information Officer  
Department of Information Technology

Re: Authority to enter into a License Agreement with West Publishing Corporation for use of its Consolidated Lead Evaluation and Reporting ("CLEAR") system for a three (3) year term commencing on January 1, 2020, and continuing through December 31, 2022, for an amount not-to-exceed \$269,728.01.

Authority is hereby requested for the County of Westchester, acting by and through the Department of Public Safety (the "Department"), to enter into a License Agreement with West Publishing Corporation ("West") for use of West's CLEAR system for the term January 1, 2020, through December 31, 2022, in an amount not-to-exceed \$269,728.01, payable at the flat monthly rate of \$7,272.10 for the first year; \$7,490.26 for the second year; and \$7,714.97 for the third year.

CLEAR connects investigators to a comprehensive and current collection of public and proprietary records delivered through an easy-to-use interface that was designed and developed specifically for government and law enforcement needs.

This Agreement will serve a public purpose by allowing Department members to receive consistent and timely information of the status of various individuals for investigative purposes.

The goals and objectives of this program are to allow investigators to complete in a timely manner thorough criminal and background investigations by analyzing data pertaining to suspects of criminal activity, wanted subjects, pistol license applicants, Taxi and Limousine Commission license applicants, police officer applicants, and homeland security investigations.

The goals and objectives of this program will support the public health, safety and/or welfare by obtaining accurate and up to date information which allows investigators to more quickly identify and locate suspects of criminal activity and remove them from the streets of Westchester County.

The goals and objectives of this program will be tracked and monitored by reviewing the program on an ongoing basis for the duration of the contract. The commanding officers of the various units that utilize CLEAR will conduct periodic case reviews during which feedback will be gathered regarding the effectiveness of the program. In addition, the goals and objectives will be met by the vendor by placing a number of personal records that meet the needs of Department investigators into a single database system that can be accessed by investigators from multiple computer terminals within the Department.

The CLEAR system is a unique compilation of data, and West is the sole provider of this service. As such, the subject procurement qualifies as a sole source procurement pursuant to Section 9 of the Westchester County Procurement Policy.

TAG/MB/nn

APPROVED BOARD OF ACQUISITION & CONTRACTS 02/20/2025  
L571871A, SECRET

## RESOLUTION

Upon a communication from the Acting Commissioner - Sheriff, Department of Public Safety, and the Chief Information Officer, Department of Information Technology, be it hereby

**RESOLVED**, that the County of Westchester, acting by and through its Department of Public Safety Services, is authorized to enter into a License Agreement with West Publishing Corporation (“West”), for use of its Consolidated Lead Evaluation and Reporting (“CLEAR”) system for the period from January 1, 2020, through December 31, 2022, in an amount not-to-exceed \$269,728.01, payable at the flat monthly rate of \$7,272.10 for the first year; \$7,490.26 for the second year; and \$7,714.97 for the third year ; and be it further

**RESOLVED**, that as West is the sole provider of this service, the subject procurement qualifies as 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 (“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 to take such action and execute such documents as may be necessary and proper to effect the purposes hereof.

Account to be  
Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Dollars
101	38	2000	4380	\$87,265.20
101	38	2000	4380	\$89,883.16
101	38	2000	4380	\$92,579.65

Budget Funding Year(s) Current Start Date January 1, 2020 End Date December 31, 2022  
(must match resolution)

Funding Source Tax Dollars \$269,728.01

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

\$269,728.01 Federal Aid \_\_\_\_\_

(must match resolution) Other \_\_\_\_\_

APPROVED BOARD OF ACQUISITION & CONTRACT - 02/20/2020 - LISTED SECRETARY