

86283

DATE: July 12, 2021

TO: Board of Acquisition and Contract

FROM: Marguerite Beirne  
Chief Information Officer

RE: AUTHORITY TO ENTER INTO AN AGREEMENT (IT-1689) WITH T-MOBILE USA, INC. FOR CELLULAR TELECOMMUNICATIONS SERVICES, UTILIZING NEW YORK STATE OFFICE OF GENERAL SERVICES AGREEMENT NO. PS68707, FOR A TERM COMMENCING UPON EXECUTION AND CONTINUING THROUGH SEPTEMBER 15, 2024, OR SUCH LATER DATE TO WHICH THE NEW YORK STATE OFFICE OF GENERAL SERVICES MAY SUBSEQUENTLY EXTEND THE EXPIRATION OF ITS AGREEMENT NUMBER PS68707, FOR A TOTAL AMOUNT NOT TO EXCEED \$45,000.00.

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BACKGROUND:

- The County of Westchester (the "County") requires cellular telecommunications services for electronic devices for various departments, and those electronic devices for those departments can only use services from T-Mobile USA, Inc. ("T-Mobile").
- The New York State Office of General Services ("OGS") has entered into a contract, known as PS68707 ("OGS Agreement No. PS68707"), with T-Mobile under OGS award number 23100 for "Telecommunication Connectivity Services".
- OGS Agreement No. PS68707 is one of many individual contracts within the aforementioned OGS award and it allows, state-wide, for the procurement of services, such as those now required by the County. OGS Agreement No. PS68707 has a term of September 16, 2019 through September 15, 2024. However, it is possible that OGS may subsequently extend the expiration date of OGS Agreement No. PS68707, as OGS did for contracts under the previous OGS award for similar telecommunications services.
- Therefore, the County is seeking authority from your Honorable Board to enter into an agreement (IT-1689) with T-Mobile, pursuant to which T-Mobile will provide the County with cellular telecommunications services, utilizing the terms of OGS Agreement No. PS68707, for a term commencing upon execution and continuing through September 15, 2024, or such later date to which OGS may subsequently extend the expiration of OGS Agreement No. PS68707, for a total amount not-to-exceed \$45,000.00.

- The proposed Agreement will serve a public purpose by providing the County with cellular telecommunications service that will enable its employees to make full use of electronic devices associated with their fulfillment of their job duties.
- The goal and objective of the proposed Agreement is to provide the County with cellular telecommunications service that will enable its employees to make full use of electronic devices associated with their fulfillment of their job duties.
- The goal and objective of the proposed Agreement is in the best interests of the County in terms of fiscal responsibility, as enabling County employees to make full use of electronic devices associated with their fulfillment of their job duties is anticipated to ensure that they can fulfill those duties in a cost-effective manner.
- The goal and objective of the proposed Agreement will be tracked and monitored by staff of the Department of Information Technology, in conjunction with staff from the departments that utilize the services to be provided under the proposed Agreement.
- The procurement of the proposed Agreement is exempt from the County's Procurement Policy and Procedures pursuant to Section 3(a)(i) thereof, as it is a procurement being made pursuant to General Municipal Law Section 104.

**ACTION REQUESTED:**

- Authority to enter into an agreement (IT-1689) with T-Mobile for cellular telecommunications services, for a term commencing upon commencement and continuing through September 15, 2024, or such later date to which OGS may subsequently extend the expiration of OGS Agreement No. PS68707, for a total amount not to exceed \$45,000.00, utilizing the terms of OGS Agreement No. PS68707.

I respectfully recommend adoption of the proposed resolution.

MB/SF/bdm/nn

## 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 enter into an agreement (IT-1689) with T-Mobile USA, Inc. ("T-Mobile"), pursuant to which T-Mobile will provide the County with cellular telecommunications services for a term commencing upon execution and continuing through September 15, 2024, or such later date to which the New York State Office of General Services ("OGS") may subsequently extend the expiration of its agreement number PS68707 ("OGS Agreement No. PS68707"), for a total amount not to exceed \$45,000.00, utilizing the terms OGS Agreement No. PS68707; 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 to execute any documents and take any actions necessary and appropriate to effectuate the purpose of this Resolution.

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Account to be Charged/Credited:  
 Agreement No. IT-1689

Year	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
2021			Various County Departments			\$6,250.00
2022			Various County Departments			\$15,000.00
2023			Various County Departments			\$15,000.00
2024			Various County Departments			\$8,750.00

Budget Funding Year(s): 2021-2024      Start Date: Upon Execution      End Date: 9/15/24, or such later date to  
which NYSOGS may subsequently  
extend the expiration date of its  
agreement number PS68707

Funding Source:                      Tax Dollars: \_\_\_\_\_  
    State Aid: \_\_\_\_\_  
\$45,000.00                              Federal Aid: \_\_\_\_\_  
 (must match resolution)      Other: \_\_\_\_\_

Costs for cellular telephone & wireless data services are  
charged directly to the County departments utilizing the  
service.

APPROVED BOARD OF ACQUISITION & CONTRACTS - 08/05/2021 - JOAN COCCIARDI, SECRETARY