



Westchester Community College

State University of New York

On Base: 92206

DATE: March 29, 2022

TO: Board of Acquisition and Contract

FROM: Belinda S. Miles
President

RE: Resolution to exempt from the Westchester County Procurement Policy and Procedures, pursuant to Section 3(a)(xxi) thereof, the procurement of an agreement with Cablevision Lightpath, LLC, pursuant to which it will provide Westchester Community College with telecommunications services, including voice, internet, multi-site connectivity, and wide area network.

Authority is respectfully requested from your Honorable Board to exempt from the Westchester County Procurement Policy and Procedures, pursuant to Section 3(a)(xxi) thereof, the procurement of an agreement with Cablevision Lightpath, LLC ("Cablevision"), pursuant to which Cablevision will provide Westchester Community College (the "College") with telecommunication services, including voice, internet, multi-site connectivity, and wide area network, for the period from April 1, 2022 through March 31, 2027, for a total amount not-to-exceed \$ 634,598.00, payable pursuant to an approved price schedule (the "Agreement").

The services to be provided under the proposed Agreement, and the terms of the approved price schedule, are based upon the services and rates specified in an existing agreement between the County and Cablevision's predecessor entity, Cablevision Lightpath, Inc. (the "County Agreement"). Under the County Agreement, Cablevision agreed to provide various 'Interested Participants', including the College, with any and all services available to the County under the County Agreement. Those services would be provided to each 'Interested Participant' at the same prices, and under the same additional terms, as they are provided to the County under the County Agreement, or under such other terms as an 'Interested Participant' and Cablevision might negotiate and agree upon (the "Third-Party Rights").

The College has determined that it would be advantageous to utilize the Third-Party Rights and enter into the proposed Agreement, rather than conduct a separate procurement for the necessary telecommunications services.

Based upon the foregoing, it is proposed that the best interests of the County would be served by exempting from the Westchester County Procurement Policy and Procedures, pursuant to Section 3(a)(xxi) thereof, the procurement of the proposed Agreement.

I respectfully recommend adoption of the proposed resolution.

BSM:sg/bdm-r

APPROVED BOARD OF ACQUISITION & CONTRACT - 03/31/2022 - RAYMOND SCULKY, SECRETARY

RESOLUTION

Upon a communication from the President of Westchester Community College, be it hereby

RESOLVED, that pursuant to Section 3(a)(xxi) of the Westchester County Procurement Policy and Procedures, it is hereby determined that application of the procedural requirements contained therein, including the necessity of soliciting proposals, is neither cost effective nor expedient, and accordingly, not in the best interests of the County of Westchester (the "County") in connection with the procurement of an agreement with Cablevision Lightpath, LLC ("Lightpath"), pursuant to which Lightpath will provide Westchester Community College with telecommunications, including voice, internet, multi-site connectivity, and wide area network, for the period from April 1, 2022 through March 31, 2027, for an amount not to exceed \$ 634,598.00.

APPROVED BOARD OF ACQUISITION & CONTRACT - 03/31/2022 - RAYMOND S. JUKY, SECRETARY