



# Westchester Community College

State University of New York

On Base: 92207

DATE: March 29, 2022

TO: Board of Acquisition and Contract

FROM: Belinda S. Miles  
President

RE: Authority for the County of Westchester, acting by and through Westchester Community College, to enter into an agreement with Cablevision Lightpath, LLC for telecommunication services for Westchester Community College, including voice, internet, multi-site connectivity, and wide area network.

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Authority is respectfully requested from your Honorable Board for the County of Westchester (the "County"), acting by and through Westchester Community College (the "College"), to enter into an agreement with Cablevision Lightpath, LLC ("Cablevision"), pursuant to which Cablevision will provide 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").

It should be noted that 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.

Under the proposed Agreement, the College will be required to agree to defend,

indemnify and hold Lightpath harmless in a form similar to the following: the College “agrees to indemnify, defend, release and hold Lightpath, its Affiliates, directors, officers, employees, workers, and agents harmless from and against all loss, damage, liability, cost and expense (including reasonable attorney’s fees and costs) by reason of any third party action, claim, suit, judgment, damage, demand, loss, cost, expense or penalty against Lightpath arising from or in connection with this Standard Service Agreement for: (i) bodily injury; (ii) property damage; (iii) use of the Service in violation of this Standard Service Agreement or applicable law; (iv) Customer’s unauthorized modifications to the Service or combinations thereof; or (v) unauthorized use of the Service by any person or entity using Customer’s system or network.”

The proposed Agreement will serve a public purpose by ensuring that reliable and efficient telecommunications services will be made available to the College.

The goal and objective of the proposed Agreement is to ensure that reliable and efficient telecommunications services will be made available to the College.

The goal and objective of the proposed Agreement is in the best interests of the County in terms of fiscal responsibility, as it will ensure that additional reliable and efficient telecommunications services will be made available to the College in an economical fashion.

The goal and objective of the proposed amendment will be tracked and monitored by the Information Technology staff of the College.

Authority to exempt the procurement of the Agreement from the requirements of the Westchester County Procurement Policy and Procedures, pursuant to Section 3(a)(xxi) thereof, has been submitted to your Honorable Board by a separate resolution of even date herewith.

I respectfully recommend adoption of the proposed resolution.

BSM:sg/bdm-r

APPROVED BOARD OF ACQUISITION CONTRACT - 03212002 - RAYMOND SKULKY, SECRETARY

**RESOLUTION**

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

**RESOLVED**, that the County of Westchester, acting by and through Westchester Community College (the “College”), is hereby authorized to enter into an agreement with Cablevision Lightpath LLC, (“Lightpath”), pursuant to which Lightpath will provide the College with telecommunications services, 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 payable pursuant to an approved price schedule (the “Agreement”); and be it further

**RESOLVED**, that the College is authorized to agree, under the proposed Agreement, to defend, indemnify and hold Lightpath harmless in a form similar to the following: the College “agrees to indemnify, defend, release and hold Lightpath, its Affiliates, directors, officers, employees, workers, and agents harmless from and against all loss, damage, liability, cost and expense (including reasonable attorney’s fees and costs) by reason of any third party action, claim, suit, judgment, damage, demand, loss, cost, expense or penalty against Lightpath arising from or in connection with this Standard Service Agreement for: (i) bodily injury; (ii) property damage; (iii) use of the Service in violation of this Standard Service Agreement or applicable law; (iv) Customer’s unauthorized modifications to the Service or combinations thereof; or (v) unauthorized use of the Service by any person or entity using Customer’s system or network”; 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.

Accounts to be charged:

Year	Fund	Dept	Major Program, Program & Phase or Unit	Object/ Sub-Object	Trust Account	Dollars
21/22	010	0115		4425-05		\$13,314.75
21/22	010	115		4160-01		\$4,499.97
21/22	701	8110		4425-05		\$4,315.00
21/22	701	8110		4160-01		\$106.15
21/22	703	9997		4425-05		\$5,815.00
21/22	703	9997/9110		4160-01		\$259.91
21/22	701	8221		4425-05		\$5,815.00
21/22	701	8221		4160-01		\$136.13

21/22	701	8191		4425-05		\$5,815.00
21/22	701	8191		4160-01		\$136.42
21/22	701	8216		4425-05		\$11,978.00
21/22	701	8216		4160-01		\$231.71
21/22	701	8211		4425-05		\$5,815.00
21/22	701	8211		4160-01		\$136.33
21/22	701	8157		4160-01		\$34.73
21/22	701	8102		4160-01		\$38.59
21/22	701	8301		4160-01		\$7.72
21/22	701	8501		4160-01		\$38.59
21/22	703	9997/9075		4160-01		\$38.59
22/23	010	0115		4425-05		\$31,955.40
22/23	010	115		4160-01		\$10,781.41
22/23	701	8110		4425-05		\$10,356.00
22/23	701	8110		4160-01		\$254.77
22/23	703	9997		4425-05		\$13,956.00
22/23	703	9997/9110		4160-01		\$623.78
22/23	701	8221		4425-05		\$13,956.00
22/23	701	8221		4160-01		\$326.70
22/23	701	8191		4425-05		\$13,956.00
22/23	701	8191		4160-01		\$327.40
22/23	701	8216		4425-05		\$13,956.00
22/23	701	8216		4160-01		\$574.63
22/23	701	8211		4425-05		\$13,956.00
22/23	701	8211		4160-01		\$327.18
22/23	701	8157		4160-01		\$83.36
22/23	701	8102		4160-01		\$92.62
22/23	701	8301		4160-01		\$18.52
22/23	701	8501		4160-01		\$92.62
22/23	703	9997/9075		4160-01		\$92.62
23/24	010	0115		4425-05		\$31,955.40
23/24	010	115		4160-01		\$10,781.41
23/24	701	8110		4425-05		\$10,356.00
23/24	701	8110		4160-01		\$254.77
23/24	703	9997		4425-05		\$13,956.00
23/24	703	9997/9110		4160-01		\$623.78
23/24	701	8221		4425-05		\$13,956.00
23/24	701	8221		4160-01		\$326.70

APPROVED BOARD OF ACQUISITIONS CONTRACT - 03/31/2025 RAYMOND SCULKY, SECRETARY

23/24	701	8191		4425-05		\$13,956.00
23/24	701	8191		4160-01		\$327.40
23/24	701	8216		4425-05		\$13,956.00
23/24	701	8216		4160-01		\$574.63
23/24	701	8211		4425-05		\$13,956.00
23/24	701	8211		4160-01		\$327.18
23/24	701	8157		4160-01		\$83.36
23/24	701	8102		4160-01		\$92.62
23/24	701	8301		4160-01		\$18.52
23/24	701	8501		4160-01		\$92.62
23/24	703	9997/9075		4160-01		\$92.62
24/25	010	0115		4425-05		\$31,955.40
24/25	010	115		4160-01		\$10,781.41
24/25	701	8110		4425-05		\$10,356.00
24/25	701	8110		4160-01		\$254.77
24/25	703	9997		4425-05		\$13,956.00
24/25	703	9997/9110		4160-01		\$623.78
24/25	701	8221		4425-05		\$13,956.00
24/25	701	8221		4160-01		\$326.70
24/25	701	8191		4425-05		\$13,956.00
24/25	701	8191		4160-01		\$327.40
24/25	701	8216		4425-05		\$13,956.00
24/25	701	8216		4160-01		\$574.63
24/25	701	8211		4425-05		\$13,956.00
24/25	701	8211		4160-01		\$327.18
24/25	701	8157		4160-01		\$83.36
24/25	701	8102		4160-01		\$92.62
24/25	701	8301		4160-01		\$18.52
24/25	701	8501		4160-01		\$92.62
24/25	703	9997/9075		4160-01		\$92.62
25/26	010	0115		4425-05		\$31,955.40
25/26	010	115		4160-01		\$10,781.41
25/26	701	8110		4425-05		\$10,356.00
25/26	701	8110		4160-01		\$254.77
25/26	703	9997		4425-05		\$13,956.00
25/26	703	9997/9110		4160-01		\$623.78
25/26	701	8221		4425-05		\$13,956.00
25/26	701	8221		4160-01		\$326.70

APPROVED BOARD OF ACQUISITIONS CONTRACT - 03/31/2025 RAYMOND SCULKY, SECRETARY

25/26	701	8191		4425-05		\$13,956.00
25/26	701	8191		4160-01		\$327.40
25/26	701	8216		4425-05		\$13,956.00
25/26	701	8216		4160-01		\$574.63
25/26	701	8211		4425-05		\$13,956.00
25/26	701	8211		4160-01		\$327.18
25/26	701	8157		4160-01		\$83.36
25/26	701	8102		4160-01		\$92.62
25/26	701	8301		4160-01		\$18.52
25/26	701	8501		4160-01		\$92.62
25/26	703	9997/9075		4160-01		\$92.62
26-27	010	0115		4425-05		\$18,640.65
26-27	010	115		4160-01		\$6,289.16
26-27	701	8110		4425-05		\$6,041.00
26-27	701	8110		4160-01		\$148.62
26-27	703	9997		4425-05		\$8,141.00
26-27	703	9997/9110		4160-01		\$363.87
26-27	701	8221		4425-05		\$8,141.00
26-27	701	8221		4160-01		\$190.58
26-27	701	8191		4425-05		\$8,141.00
26-27	701	8191		4160-01		\$190.98
26-27	701	8216		4425-05		\$8,141.00
26-27	701	8216		4160-01		\$335.20
26-27	701	8211		4425-05		\$8,141.00
26-27	701	8211		4160-01		\$190.86
26-27	701	8157		4160-01		\$48.63
26-27	701	8102		4160-01		\$54.03
26-27	701	8301		4160-01		\$10.81
26-27	701	8501		4160-01		\$54.03
26-27	703	9997/9075		4160-01		\$54.03

APPROVED BOARD OF EDUCATION'S CONTRACT - 03/31/2022 - RAYMOND SCULKY, SECRETARY

Years	Fund	Dept	Major Program, program & Phase or Unit	Object/ Sub-Object	Trust Account	Dollars
22/27	010	0115		4425-05		\$ 159,777.00
22/27	010	115		4160-01		\$ 53,914.78
22/27	701	8110		4425-05		\$ 51,780.00
22/27	701	8110		4160-01		\$ 1,273.85
22/27	703	9997		4425-05		\$ 69,780.00
22/27	703	9997/9110		4160-01		\$ 3,118.89
22/27	701	8221		4425-05		\$ 69,780.00
22/27	701	8221		4160-01		\$ 1,633.50
22/27	701	8191		4425-05		\$ 69,780.00
22/27	701	8191		4160-01		\$ 1,636.99
22/27	701	8216		4425-05		\$ 75,943.00
22/27	701	8216		4160-01		\$ 2,865.44
22/27	701	8211		4425-05		\$ 69,780.00
22/27	701	8211		4160-01		\$ 1,635.92
22/27	701	8157		4160-01		\$ 416.81
22/27	701	8102		4160-01		\$ 463.12
22/27	701	8301		4160-01		\$ 92.62
22/27	701	8501		4160-01		\$ 463.12
22/27	703	9997/9075		4160-01		\$ 463.12

Budget Funding Year(s): 2022-2027 Start Date: April 1, 2022 End Date: March 31, 2027

(must match resolution)

Funding Source: Tax Dollars \$117,185  
State Aid \$142,020  
Federal Aid: \_\_\_\_\_  
Other: \$375,393  
  
Total \$634,598