

112741

DATE: December 18, 2025

TO: Board of Acquisition and Contract

FROM: Marguerite Beirne  
Chief Information Officer  
Department of Information Technology

RE: Authority to exercise the County's second option under, and amend the terms of, an agreement with Cablevision Lightpath, LLC, pursuant to which it was to provide telecommunications services for the period from on January 1, 2016 through December 31, 2025 (IT-1376, as amended).

By a resolution approved on December 10, 2015, your Honorable Board authorized the County of Westchester (the "County") to enter into an agreement with Cablevision Lightpath, Inc. ("Lightpath"), pursuant to which Lightpath was to provide the County with telecommunications services, for a five (5) year term, commencing on January 1, 2016 and continuing through December 31, 2020, for an amount not to exceed \$17,564,566.00, payable pursuant to an approved price schedule, with the County having the option to renew the agreement for up to two (2) additional five (5) year terms on the same terms and conditions, except that Centrex voice services will not be offered (the "Original Agreement"). The Original Agreement was subsequently executed.

By a resolution approved on June 11, 2020, your Honorable Board authorized the County to exercise its first option under the Original Agreement and amend the Original Agreement by, 1.) extending its term by five (5) years, to a new termination date of December 31, 2025; 2.) increasing its not-to-exceed amount by \$22,626,465.00, from a not-to-exceed amount of \$17,564,566.00 to a new not-to-exceed amount of \$40,191,031.00; 3.) modifying, effective July 1, 2020, its existing pricing and volume discounts; 4.) modifying, effective July 1, 2020, its scope of services to make available additional telecommunications services on specified terms; and 5.) modifying its terms to provide that, a.) 'Interested Participants' will be allowed to contract with Lightpath for a shorter term than the County's term and still obtain favorable pricing, and b.) give the County the right, during the period from January 1, 2021 through December 31, 2023, to have Lightpath perform, at no cost to the County, 'new builds' at twelve (12) additional locations (outside of New York City) that are mutually agreeable to the County and Lightpath (the "First Amendment"). The First Amendment was subsequently executed.

Prior to the Second Amendment (as defined below), Lightpath converted Cablevision Lightpath, Inc. from a corporation to a limited liability company, under the Laws of the State of Delaware that are applicable to it, and it therefore became known as Cablevision Lightpath LLC, rather than Cablevision Lightpath, Inc., for all purposes. Accordingly "Lightpath", as referenced

below, refers to the same entity, but which now uses the corporate name of Cablevision Lightpath LLC.

By a resolution approved on February 18, 2021, your Honorable Board authorized the County to amend the Original Agreement, as amended by the First Amendment, in order to modify its scope of services to make available additional telecommunications services, including certain 'Optimum Internet' services and related services, on specified terms (the "Second Amendment"). The Second Amendment was subsequently executed.

The County continues to require the telecommunications services that have been provided by Lightpath under the Original Agreement, as amended by the First Amendment and the Second Amendment (the "Agreement"). Accordingly, the County desires to exercise its second option under the Agreement, and thereby extend the term of the Agreement by five (5) years, to a new expiration date of December 31, 2030.

As part of the County's evaluation of the second option, and as part of the proposed Third Amendment (as defined below) concerning the exercise of the second option, Lightpath has proposed amending the Agreement in order to, effective January 1, 2026, 1.) eliminate certain of the services that are currently available, based upon what Lightpath no longer wishes to offer (the "Removed Services"); 2.) make available modified pricing, service terms, and volume discounts for the telecommunications services, besides the Removed Services, that are currently available under the Agreement (the "Currently-Available Services"); and, 3.) make available additional telecommunications services under the Agreement (the "Newly-Available Services"). Based upon the modified pricing, service terms, and volume discounts, and the County's expected future usage of the Currently-Available Services and the Newly-Available Services, the County anticipates that costs during the five (5) year second option term will not exceed \$28,529,307.95.

In addition to the above described changes, Lightpath has also proposed amending the Agreement to, 1.) provide that the County has the right, during the period from January 1, 2026 through December 31, 2030, to have Lightpath perform, at no cost to the County, 'new builds' at twelve (12) additional locations, subject to Lightpath's review and written approval (the "New Builds"); and 2.) provide the County with the option, to be exercised in the County's sole discretion, to extend the term of the Agreement by up to (2) additional five (5) year periods on the same terms as the upcoming term (the "New Option Terms").

Accordingly, authority is respectfully requested from your Honorable Board for the County to exercise its second option under the Agreement, and to amend, the Agreement by, 1.) extending its term by five (5) years, to a new termination date of December 31, 2030; 2.) increasing its not-to-exceed amount by \$28,529,307.95, from a not-to-exceed amount of \$40,191,031.00 to a new not-to-exceed amount of \$68,720,338.95; 3.) modifying, effective January 1, 2026, its existing pricing, service terms, and volume discounts; 4.) modifying, effective January 1, 2026, its scope of services to make available additional telecommunications services on specified terms, and remove, and end the availability of, certain other telecommunications services; and 5.) modifying its terms to include the County's right to the New Builds and the County's New Option Terms (the "Third Amendment").

Except as specifically described above, all terms and conditions of the Agreement shall remain in full force and effect.

The proposed Third Amendment will serve a public purpose by ensuring that the County (and each of the Interested Participants) continue to have access to economical, reliable, and efficient telecommunications services.

The goal and objective of the proposed Third Amendment is to ensure that the County (and each of the Interested Participants) has economical, reliable, and efficient telecommunications services.

The goal and objective of the proposed Third Amendment is in the best interests of the County in terms of fiscal responsibility, as it provides reliable and efficient telecommunications services to the County in an economical fashion, especially in light of the modified pricing and volume discounts.

The goal and objective of the proposed Third Amendment will be tracked and monitored by the staff of the Department of Information Technology.

Authority to exempt the procurement of the Newly-Available Services, the New Builds, and the New Option Terms, under the proposed Third Amendment, 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.

I respectfully recommend adoption of the proposed resolution.

MB/LH/bdm/nn

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/23/2025 - RAYMOND SCULK, 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 exercise its second option under, and to amend, an agreement with Cablevision Lightpath, LLC ("Lightpath"), pursuant to which Lightpath was to provide telecommunications services to the County, for the period from January 1, 2016 through December 31, 2025, for an amount not to exceed \$40,191,031.00, payable pursuant to an approved price schedule, with the County having the option to renew the agreement for one (1) additional five (5) year term on the same terms and conditions, (the "Agreement") by, 1.) extending its term by five (5) years, to a new termination date of December 31, 2030; 2.) increasing its not-to-exceed amount by \$28,529,307.95, from a not-to-exceed amount of \$40,191,031.00 to a new not-to-exceed amount of \$68,720,338.95; 3.) modifying, effective January 1, 2026, its existing pricing, service terms, and volume discounts; 4.) modifying, effective January 1, 2026, its scope of services to make available additional telecommunications services on specified terms, and remove, and end the availability of, certain other telecommunications services; and 5.) modifying its terms to, a.) provide that the County has the right, during the period from January 1, 2026 through December 31, 2030, to have Lightpath perform, at no cost to the County, 'new builds' at twelve (12) additional locations, subject to Lightpath's review and written approval; and b.) provide the County with the option, to be exercised in the County's sole discretion, to extend the term of the Agreement by up to (2) additional five (5) year periods on the same terms as the upcoming term; and be it further

**RESOLVED**, that except as specifically hereby authorized to be amended, all terms and conditions of the Agreement shall remain in full force and effect; 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.

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Contract No. **IT-1376**

Original Agreement: \$17,564,566.00  
First Amendment: \$22,626,465.00  
Second Amendment \$ 0.00  
This Amendment: \$28,529,307.95  
TOTAL: \$68,720,338.95

Accounts to be charged:

Year	Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub- Object	Trust Account	Dollars
2026	101	16	6000	Various		5,124,163.80
2026			Various County	Departments		357,982.20
2027	101	16	6000	Various		5,226,647.08
2027			Various County	Departments		365,141.84
2028	101	16	6000	Various		5,331,180.02
2028			Various County	Departments		372,444.68
2029	101	16	6000	Various		5,437,803.62
2029			Various County	Departments		379,893.57
2030	101	16	6000	Various		5,546,559.69
2030			Various County	Departments		387,491.45

Budget Funding Year(s): 2026-2030  
(must match resolution)

Start Date: January 1, 2026

End Date: December 31, 2030

Funding Source

\$28,529,307.95  
(must match resolution)

Tax Dollars: \$28,529,307.95  
State Aid: \_\_\_\_\_  
Federal Aid: \_\_\_\_\_  
Other: \_\_\_\_\_