SUBJECT: Data Services

BID NO.: SC-0586-14 **OPEN DATE:** 07/30/2014

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT: All or none to the lowest, responsive, responsible bidder. Monthly services will commence on October 1, 2014. Period of service will be for three (3) years (thirty-six (36) months).

FOR: Information Technologies Division

BASIS OF AWARD: Must meet minimum requirements. All or none to the lowest, responsive, responsible bidder.

NUMBER OF BIDS INVITED: 28 **NUMBER OF BIDS RECEIVED:** 1 **OTHER:** 1

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Recommend approval to amend award dated 8/29/14 to AT&T Corporation to correct the end date to align with the executed contract. The revised period of service is December 31, 2014 through March 31, 2018.

Recommend approval to increase the award to AT&T in the amount of $164,223.35, $11,727.35 is requested for FY17 to pay final invoices and $152,496.00 is requested for the period of service from October 1, 2017 through March 31, 2018. The revised total award not-to-exceed $1,028,691.35.

Funding for this award from account code AFIT531CSCS-04102 to be executed by contract amendment through the Office of General Counsel.

Attachments: Recommendation Memo, Contract, Terms and Conditions, Previous Award

Purchasing Analyst _____
Chelsey Fleming

Respectfully Submitted _____
Gregory Pease, Chief
Procurement Division

CONCURRENCE BY: Kenneth Lathrop, CIO and Chief of Information Technologies Division

(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)

ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING _____ MEMBERS DISAPPROVING _____ DATE _____

_____ _____ OTHER _____

_____ _____

_____ _____

ACTION OF AWARDING AUTHORITY DATE: _____

APPROVED: _____ DISAPPROVED: _____

OTHER: _____

SIGNATURE OF AUTHENTICATION: _____

CITY OF JACKSONVILLE

October 9, 2017

TO: Greg Pease, Chief of Procurement Division

THRU: Kenneth E. Lathrop, Chief of Information Technologies / CIO

FROM: Michael Rooney, Network and Telecom Infrastructure Manager

RE: **SC-0586-14 Data Services – Award Increase Request**

The Information Technologies Division is requesting approval to increase the annual amount on purchase order PO7A02612 in order to pay the final invoices. We are requesting an increase of $11,727.35 to the FY2017 award amount. This will adjust the current amount from $288,156.00 to $299,883.35.

ITD is also requesting to align the Procurement Award SC-0586-14 which shows ending on September 30, 2017. The contract with AT&T Corp. was entered into December 31, 2014. The initial term of the contract shall commence on the 90th day after the effective date and shall expire thirty-six (36) months thereafter on March 31, 2018.

We will require $152,496.00 from October 2017 to March 30, 2018 which is in alignment with the contract termination date of March 30, 2018.

Funding source will be Index Code: AFIT531CSCS Sub Object: 04102.

Your consideration and assistance with this request recommendation is appreciated.

CC: Robert Gray, Technology Infrastructure Manager

CC: Tom Ossi, Technology Contract and Records Manager

214 N. Hogan St. 9th Floor | Jacksonville, FL 32202 | Phone: 904.255.8000 | Fax: 904.232.6932

CONTRACT BETWEEN
CITY OF JACKSONVILLE, FL AND AT&T CORP.
FOR
METRO-E DATA TELECOMMUNICATIONS SERVICES

THIS CONTRACT is entered into as of December 31, 2014 (the "Effective Date"), by and between the CITY OF JACKSONVILLE (the "CITY"), a municipal corporation existing under the laws of the State of Florida, and AT&T CORP., a New York corporation ("AT&T").

WHEREAS, the CITY issued an Invitation to Bid #SC-0586-14 (as modified by Addenda 1 and 2, the "ITB") for certain Metro-E data telecommunications services (the "Services"); and

WHEREAS, based on AT&T's bid dated July 30, 2014 (the "Bid Document"), a copy of which is attached as Exhibit A hereto, the CITY has awarded this Contract to AT&T;

NOW THEREFORE, in consideration of the premises and the mutual covenants contained below, the parties agree as follows:

1. Services. The Services will be performed by AT&T as specified in the ITB and the Bid Document.

2. Maximum Indebtedness. The City will pay AT&T for the Services as specified in the ITB and the Bid Document. The CITY's maximum indebtedness for all products and services purchased under this Contract shall not-to-exceed EIGHT HUNDRED SIXTY-FOUR THOUSAND, FOUR HUNDRED SIXTY-EIGHT AND 00/100 ($864,468.00). The CITY shall not place orders for revision or addition to the Services without amending this document to revise this not-to-exceed figure so as to take into account any additional charges resulting from such revision or addition.

3. Term of Contract. The initial term of this Contract shall commence on the 90th day after the Effective Date and shall expire thirty-six (36) months thereafter on March ___, 2018, unless sooner terminated by either party in accordance with the terms of the ITB. This Contract may be renewed upon mutual consent for an additional two (2) one-year periods.

4. Contract Documents. This Contract consists of the following documents which are incorporated herein and which, in case of conflict, shall have priority in the order listed: (i) this document as modified by any subsequent signed amendments; (ii) AT&T SWITCHED ETHERNET SERVICE(sm) (ILEC Intrastate) Pricing Schedule Provided Pursuant to Custom Terms, referenced as AT&T PS Reference No. ASE 28LOB10 (the "Pricing Schedule"), attached (iii) the MASTER AGREEMENT between AT&T Corp. and City of Jacksonville with effective date of May 23, 2013, with AT&T MA Reference No. 201305238636UA; (iv) the Bid Document; (v) the ITB; and (vi) any Purchase Order issued under the Contract.

5. Notices. All notices under this Contract shall be in writing and be delivered by certified mail, return receipt requested, or by other delivery with receipt, to the Contract Manager for each party and copied to the Chief Legal Officer for each party.

6. **Entire Agreement; Amendments.** This Contract constitutes the entire agreement between the parties for the Services. No statement, representation, understanding, agreement or course of conduct by either party or any representative of either party, which is not expressed herein shall be binding. All changes or amendments to this Contract shall be binding only when in writing and signed by the authorized representative of each of the parties.

IN WITNESS WHEREOF, the parties execute this Contract as of December 31, 2014.

ATTEST:

By _____
James R. McCain, Jr.
Corporation Secretary

CITY OF JACKSONVILLE

Cleveland Ferguson III
Deputy Chief Administrative Officer
For: Mayor Alvin Brown
Under Authority of
Executive Order No. 2015-01

By _____
Alvin Brown
Mayor

In accordance with the *Ordinance Code*, of the City of Jacksonville, I do hereby certify that there is an unexpended, unencumbered, and un-impounded balance in the appropriation sufficient to cover the foregoing agreement; and that provision has been made for the payment of monies provided therein to be paid.

_____
Director of Finance
CITY Contract Number: 7669-08
BB

Form Approved:

_____
Office of General Counsel

ATTEST:

By _____
Signature
Donna Bryant-Johnson
Type/Print Name
Customer Contracts Specialist
Title

AT&T CORP.

By _____
Signature
Cassandra L. Neal
Type/Print Name
Customer Contracts Specialist
Title

TERMS AND CONDITIONS

1. **PURPOSE AND TERM:** Purpose of this bid is to establish firm prices and a source for DATA TELECOMMUNICATIONS SERVICES to be purchased by the City of Jacksonville, Florida for a 36 month term, beginning the date of award.

   Monthly Services required herein will commence **October 1, 2014**. The period from date of award through **October 1, 2014** is to allow for any transition/set-up requirements necessary to ensure a smooth transition of services between the incumbent vendor, AT&T, whose current contract ends **September 30, 2014**, and the awarded contractor for this bid, if applicable. All locations shall be installed and operational within 90-days of contract award.

   Reservation: Commencement date may fluctuate. Vendor will hold pricing firm until such services are fully implemented.

2. **RENEWAL:** Upon written mutual agreement between Contractor and the City of Jacksonville Florida, contract may be renewed at anniversary date for two (2) additional one (1) year periods, subject to the same provisions, terms, conditions, specifications and pricing in accordance with paragraph #7 of the Terms and Conditions Section.

3. **AWARD:** Bidder must meet minimum requirements to bid. Award will be ALL OR NONE to the lowest responsive, responsible bidder, as indicated on the Bid Proposal Form, Attachment A. All items must be bid for an all-or-none award. Note that this is a source of supply bid; all items in a group will not necessarily be ordered at one time. The Bid Proposal Form is separated for ease of calculation and understanding of each service criteria pricing.

   The City reserves the right to utilize each awarded item as the services fit the needs of the City. The City of Jacksonville is not bound to procure services for a group should it be determined not to be in the best interest of the City. The City may choose not to continue service for any group due to funding availability or vendor performance.

   The City of Jacksonville will base the award on one of the two solution options (Section 1: Option A or Option B) below. The City will determine which option is in the best interest of the city based on its current and future needs.

   The Bidder will provide the cost for the below listed service descriptions to support standalone Metropolitan Ethernet data transfer rates to multiple City of Jacksonville locations.

   Additionally, the bidder is required to provide a catalog of pricing for a menu of bandwidth options, see Section 2 of Bid Proposal Form – Attachment A. This section will be used for budgetary reporting and potential changes made to services within the contract period.

   In the event of a site location cancellation the Catalog Pricing listed for the particular service type, provided within this Proposal Form, will be deducted from the total monthly service fee.

   In the event a new site location is added the Catalog Pricing listed for the particular service type, provided within the this Proposal Form, will be added to the monthly service fee and will become part of the original Contract Terms.

o PIT531CS-4102

SUBJECT: Data Services

BID NO.: SC-0586-14 **OPEN DATE:** 07/30/2014

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT: All or none to the lowest, responsive, responsible bidder. Monthly services will commence on October 1, 2014. Period of service will be for three (3) years (thirty-six (36) months), beginning October 1, 2014 and ending September 30, 2017.

FOR: Information Technologies Division

BASIS OF AWARD: Must meet minimum requirements. All or none to the lowest, responsive, responsible bidder.

NUMBER OF BIDS INVITED: 28 **NUMBER OF BIDS RECEIVED:** 1 **OTHER:** 1

SUMMARY OF BIDS AND RECOMMENDED ACTIONS: Recommend approval of award to AT&T for Option A in the not to exceed amount of $864,468.00 for a service period of three (3) years (thirty-six (36) months), beginning October 1, 2014 and ending September 30, 2017, with the option to renew for two (2) additional one (1) year periods.

Recommend approval to utilize Attachment A, Catalog Pricing, in the event of a site location addition and/or cancellation.

This project is to be encumbered by account OPIT531TC-04102 and executed by Formal contract thru the Office of General Counsel and released by individual purchase orders.

Account Code: OPIT531TC-04102, Yearly Purchase Order Release in the amount of $288,156.00 (total of three (3) years), not to exceed $864,468.00

Attachments: Recommendation Memo, Vendor Proposal Form, Attachment A Catalog Pricing, Basis of Award, Account Inquiry

Purchasing Analyst _____
Amy Cole

Respectfully Submitted _____
for Gregory Pease, Chief
Procurement Division

CONCURRENCE BY: Usha Mohan, CIO and Chief of Information Technologies Division

(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)
ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING 3 MEMBERS DISAPPROVING _____ DATE 08/28/14

_____ _____ OTHER _____

_____ _____

_____ _____

ACTION OF AWARDING AUTHORITY DATE: 8/29/14

APPROVED: _____ DISAPPROVED: _____

OTHER: _____

SIGNATURE OF AUTHENTICATION: _____ ~~Chief Administrative Off~~ Under Authority of