

AN ORDINANCE **2016-06-16-0447**

**AUTHORIZING AN EXTENSION OF THE CONTRACT WITH
AT&T TO PROVIDE THE INFORMATION TECHNOLOGY
SERVICES DEPARTMENT WITH THE PURCHASE OF
VARIOUS COMMUNICATION SERVICES AND DEVICES FOR
AN ESTIMATED COST OF UP TO \$5,000,000.00 ANNUALLY.**

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WHEREAS, the City is currently in the last year of a 7-year contract with AT&T for technology based communication services which includes Wired Telephone, Mobile Cellular Telephone, Mobile Cellular Telephone with Push to Talk, Metropolitan Ethernet Connectivity, Wired Broadband, Wireless Broadband, Internet Connection, Long Distance, Directory Assistance, 311, Paging, Telephone Devices Maintenance, and Communication Equipment/Mobile Devices; and

WHEREAS, the contract has allowed the city to buy these services and devices at significantly reduced cost, using consolidated billing and volume discounts; and

WHEREAS, extending the contract for an additional year will allow for better pricing as the Texas Department of Information Resources renegotiates its contracts with several telecommunications providers that the City may use; and

WHEREAS, extending the contract for an additional year will allow for an assessment of the City's telecommunication needs and determine how services may be obtained through a combination of a Request for Competitive Sealed Proposal and by cooperative purchase through the Texas Department of Information Resources; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. A contract extension agreement with AT&T, to provide the Information Technology Services Department with the purchase of various communication services and devices, for an estimated cost of up to \$5,000,000.00 annually, is hereby approved. A copy of the agreement is attached hereto and is incorporated by reference as **Attachment I**. The City Manager, or her designee, is authorized to execute the agreement and any related documents in furtherance of the intent and purpose of this ordinance without further council approval.

SECTION 2. The amounts will be encumbered upon issuance of a purchase order, and payment is authorized to AT&T. All expenditures will be in accordance with the Fiscal Year 2016 and subsequent budgets that fall within the term period of this contract approved by City Council.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance, may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP

Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

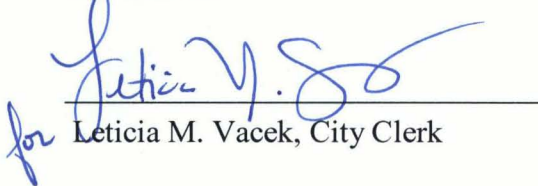
SECTION 4. This ordinance shall be effective immediately upon passage by eight affirmative votes; otherwise it shall be effective on the tenth day after passage hereof.

PASSED and APPROVED this 16th day of June, 2016.



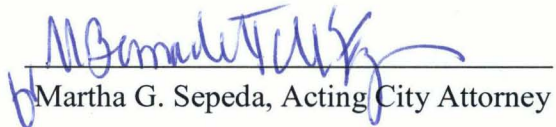
M A Y O R
Ivy R. Taylor

ATTEST:



for Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:



Martha G. Sepeda, Acting City Attorney

Agenda Item:	4 (in consent vote: 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18A, 20, 21, 22, 26, 28, 30, 31, 33, 34, 35, 36, 37A, 37B, 37C, 37D, 37E)						
Date:	06/16/2016						
Time:	09:35:28 AM						
Vote Type:	Motion to Approve						
Description:	An Ordinance authorizing an extension of the contract with AT&T to provide the Information Technology Services Department with the purchase of various communication services and devices for an estimated cost of up to \$5,000,000.00 annually. [Ben Gorzell, Chief Financial Officer; Hugh Miller, Director, Information Technology Services]						
Result:	Passed						
Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Treviño	District 1		x				
Alan Warrick	District 2		x			x	
Rebecca Viagran	District 3		x				x
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x				
Joe Krier	District 9		x				
Michael Gallagher	District 10		x				

CDR -20160526-3755

STATE OF TEXAS

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COUNTY OF BEXAR

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FIFTH AMENDMENT TO
THE AGREEMENT BETWEEN THE CITY OF SAN ANTONIO AND
AT&T CORP. FOR COMMUNICATIONS PRODUCTS AND SERVICES AT
CUSTOMER SPECIFIC PRICING

WHEREAS, on May 21, 2009, the San Antonio City Council passed Ordinance No. 2009-05-21-0432 approving the terms and conditions of an Agreement between the City of San Antonio and AT&T Corp. for Communications Products and Services at Customer Specific Pricing (the "Master Contract"); and

WHEREAS, the initial three year term of the Master Contract expires on June 30, 2012; and

WHEREAS, the contract term was extended for an additional two years on June 30, 2012; and

WHEREAS, the contract term was extended for an additional two years on June 30, 2014 and now expires on June 30, 2016; and

WHEREAS, Section 5.3 of the Master Contract authorizes the City's Chief Technology Officer to extend the term of the Master Contract for two periods of two years each upon a determination that such an extension is in the best interest of the City; and

WHEREAS, Section 5.3 authorizes the City and AT&T Corp. to negotiate mutually acceptable terms for extension of the Master Contract;

NOW THEREFORE, following good faith negotiations, the Chief Technology Officer finds that it is in the best interest of the City to extend the term of the Master Contract for the first of a potential two extension periods, and the parties agree to the following amendments to the Master Contract:

1. The Master Contract (AT&T Contract #133356UA) is extended for a one year term beginning July 1, 2016 and ending June 30, 2017.
2. **EXHIBIT H, AT&T BUSINESS NETWORK PRICING SCHEDULE Contract #20090521-0496 (ABN LD)**
 - A. Section 2 "PRICING SCHEDULE TERM AND EFFECTIVE DATES" is extended for one additional years as follows:

Pricing Schedule Term	Term Start Date
8 years which commenced on July 1, 2009	First day of first full billing cycle following installation of ABN Service

<u>Pricing Schedule Term</u> <u>Renewal Option</u>	Customer may extend Pricing Schedule Term for additional two-year period upon written notice to AT&T at least forty-five (45) days prior to the last day of the amended Pricing Schedule Term
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3. **EXHIBIT H, AT&T MANAGED INTERNET SERVICE PRICING**
SCHEDULE Contract #20090521-0517

Section 2 "PRICING SCHEDULE TERM AND EFFECTIVE DATES" is extended for two additional years as follows:

<u>Pricing Schedule Term</u>	<u>Term Start Date</u>
8 years which commenced on July 1, 2009	First day of first full billing cycle following installation of MIS Service

<u>Pricing Schedule Term</u> <u>Renewal Option</u>	Customer may extend Pricing Schedule Term for additional two-year period upon written notice to AT&T at least forty-five (45) days prior to the last day of the amended Pricing Schedule Term
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4. **EXHIBIT H, AT&T TELECONFERENCING SERVICE PRICING**
SCHEDULE Contract # 20090521-0510

Section 2 "PRICING SCHEDULE TERM AND EFFECTIVE DATES" is extended for two additional years as follows:

<u>Pricing Schedule Term</u>	<u>Term Start Date</u>
8 years which commenced on July 1, 2009	First day of first full billing cycle following installation of Teleconferencing Service

<u>Pricing Schedule Term</u> <u>Renewal Option</u>	Customer may extend Pricing Schedule Term for additional two-year period upon written notice to AT&T at least forty-five (45) days prior to the last day of the amended Pricing Schedule Term
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5. **EXHIBIT H, AT&T CORPORATE DIGITAL ADVANTAGE PRICING**
SCHEDULE Contract 20090521-0502 (Mobility)

Section 2 "PRICING SCHEDULE TERM" is extended for two additional years as follows:

<u>Pricing Schedule Term</u>	<u>Term Start Date</u>
8 years which commenced on July 1, 2009	First day of first full billing cycle following installation of Mobility Service

<u>Pricing Schedule Term</u> <u>Renewal Option</u>	Customer may extend Pricing Schedule Term for additional two-year period upon written notice to AT&T at least forty-five (45) days prior to the last day of the amended Pricing Schedule Term
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6. **EXHIBIT H, AT&T ILEC PLEXAR II SERVICE PRICING SCHEDULE**
Contract 20090522-0086

AT&T and the City of San Antonio hereby agree to extend the Pricing Schedule Term of the Contract for 12 months.

7. **EXHIBIT H, PRICING SCHEDULE FOR ILEC SERVICES PROVIDED IN**
THE STATE OF TEXAS PURSUANT TO TARIFF(S) AND/OR GUIDEBOOK
Contract 20090529-0390 (Telco Wired Services)

AT&T and the City of San Antonio hereby agree to extend the Pricing Schedule Term of the Contract for 12 months.

8. **EXHIBIT H, PRICING SCHEDULE FOR ILEC SERVICES PROVIDED**
WITHIN AT&T'S FRANCHISE TERRITORY THE STATE OF TEXAS
PURSUANT TO TARIFF(S) AND/OR GUIDEBOOK Contract 20090522-0142
(Opt-E-MAN)

AT&T and the City of San Antonio hereby agree to extend the Pricing Schedule Term of the Contract for 12 months.

9. **EXHIBIT H, AT&T ILEC NON-EMERGENCY 3-1-1 ("SERVICE") PRICING**
SCHEDULE

AT&T and the City of San Antonio hereby agree to extend the Pricing Schedule Term of the Contract for 12 months.

All other terms and conditions of the Master Contract and subsequent amendments remain in full force and effect.

Executed in multiple counterparts, each of which shall be deemed an original, by:

CITY OF SAN ANTONIO
A MUNICIPAL CORPORATION

AT&T CORP.
A DELAWARE CORPORATION

By: _____
Hugh Miller
Chief Technology Officer

By: Cheryl Wankowski
[Insert Name]
[Insert Title] Cheryl Wankowski
Senior Customer Contracts

Date: _____

Date: 5-26-16

CS - jr713n