

Mayor and Council Communication

DATE: 06/13/23

M&C FILE NUMBER: M&C 23-0440

LOG NAME: 04AMEND CSC 47307 ZAYO GROUP FIBER OPTIC CABLING

SUBJECT

(ALL) Authorize the Execution of Amendment No. 5 to City Secretary Contract No. 47307 with Zayo Group, LLC for Additional Internet and Dark Fiber Services Using a Cooperative Contract Increasing the Amount by \$211,526.00 for a Total Contract Amount of \$16,667,546.00 for the Information Technology Solutions Department

RECOMMENDATION:

It is recommended that the City Council authorize the execution of Amendment No. 5 to City Secretary Contract No. 47307 with Zayo Group, LLC for internet and dark fiber services using Cooperative Contract General Services Administration GS-35F-070CA, increasing the contract amount by \$211,526.00 for a new total contract amount of \$16,667,546.00 for the Information Technology Solutions Department.

DISCUSSION:

On November 3, 2015, City Council approved Mayor and Council Communication (M&C) C-27520 to authorize a new agreement with Zayo Group, LLC for the leasing of dark fiber optic strands and related services for a total contract amount of \$15,641,064.00 over thirteen years. The agreement, City Secretary Contract (CSC) 47307, provides the necessary physical fiber connectivity upon which the City's network operates, connecting 64 City facilities.

On April 13, 2021 City Council approved M&C 21-0270 increasing the total contract amount to \$16,456,020.00.

Upon City Council approval of this M&C, three (3) dark fiber circuits will be added for connectivity to Future City Hall and one (1) dark fiber circuit will be added for connectivity between two (2) Water Department facilities. A Direct Internet Access (DIA) circuit will be added for Future City Hall and another DIA added at the Information Technology Solutions (ITS) Department Eagle Mountain Data Center location.

The current monthly cost for Zayo dark fiber and DIA services is \$128,850.40. Upon City Council approval of this M&C, the new monthly amount will be \$132,497.40. Annual costs by Fiscal Year are listed below. The City spent \$8,080,744.00 during fiscal years 2015-2022 and anticipate spending \$8,586,802.00 as outlined in the chart below.

Fiscal Year	Annual Cost
2023	\$1,564,439.80
2024	\$1,589,968.80
2025	\$1,589,968.80
2026	\$1,589,968.80
2027	\$1,589,968.80
2028	\$662,487.00
Total	\$8,586,802.00

COOPERATIVE PURCHASE: Pricing for the dark fiber and DIA services is offered under General Services Administration Schedule GS-35F-070CA. The General Services Administration (GSA) is authorized to offer cooperative purchasing programs to state agencies, public institutions of higher learning, public school districts and local governments. State law provides that a local government purchasing an item under a cooperative purchasing agreement satisfies any state law requiring that the local government seek competitive bids for the purchase of items. GSA Multiple Award Schedule contracts are competitively bid to increase and simplify the purchasing power of government entities.

SUCCESSOR CONTRACTS: The City will initially use the GSA Schedule GS-35F-070CA to make purchases authorized by this M&C. GS-35F-070CA is set to expire November 9, 2024, with an ultimate contract end date of November 9, 2034. If GS-35F-070CA is extended, this M&C authorizes the City to purchase similar equipment and supplies under the extended contract. If GS-35F-070CA is not extended, but GSA executes a new cooperative contract with Zayo Group, LLC and with substantially similar terms, this M&C authorizes the City to purchase the equipment and supplies under the new GSA contract. If this occurs, in no event with the City continue to purchase goods and services under the new agreement for more than three (3) years without seeking Council approval.

ADMINISTRATIVE CHANGE ORDER: An administrative change order or increase may be made by the City Manager up to the amount allowed by relevant law and the Fort Worth City Code and does not require specific City Council approval as long as sufficient funds have been appropriated.

BUSINESS EQUITY: A goal is not assigned when purchasing from an approved purchasing cooperative or public entity.

AGREEMENT TERMS – Upon approval of this recommendation, the agreement shall remain in effect in accordance with CSC 47307 and GS-35F-070CA or applicable successive GSA contracts for the same services.

Funding is budgeted in the Data/Voice Network & Internet account of the Information Technology Solution Department's Info Technology Systems Fund.

A Form 1295 is not required because: This contract will be with a publicly-traded business entity or a wholly-owned subsidiary of a publicly-traded business entity: Colorado

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that upon approval of the above recommendation, funds are available in the current operating budget, as previously appropriated, in the Info Technology Systems Fund. Prior to any expenditure being incurred, the Information Technology Solutions Department has the responsibility to validate the availability of funds.

Submitted for City Manager's Office by: Valerie Washington 6192

Originating Business Unit Head: Kevin Gunn 2015

Additional Information Contact: Sallie Trotter 8442