

ORDINANCE NUMBER O- 21359 (NEW SERIES)

DATE OF FINAL PASSAGE JUL 16 2021

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SAN DIEGO APPROVING THE THIRD AMENDMENT TO THE CALNET3 COOPERATIVE PROCUREMENT CONTRACT BETWEEN THE CITY OF SAN DIEGO AND AT&T CORPORATION FOR THE PROVISION OF MULTI-PROTOCOL LABEL SWITCHING (MPLS) ASSETS & SERVICES.

WHEREAS, the State of California's Department of Technology Services procures discounted telecommunications services known as CalNet through volume purchases on behalf of itself and other state and local government agencies, and the State completed its most recent CalNet Request for Proposal (RFP) process and awarded the CalNet3 contract to AT&T Corporation (AT&T) on November 15, 2013 (Agency Agreement); and

WHEREAS, as provided for in Section 22.3208 of the San Diego Municipal Code, the Purchasing Agent for the City of San Diego (City) certified in writing that use of the Agency Agreement is in the City's best interests, to the City's economic advantage, and the agency's contract was awarded using a process that complies with the City's policies, rules, and regulations; and

WHEREAS, effective as of August 19, 2016, the City entered into a cooperative procurement contract with AT&T for a term extending through June 30, 2018 plus two additional one-year options to use the Agency Agreement to purchase a comprehensive array of telecommunications services including local and long-distance services, voicemail, call routing services, and internet services (Contract); and

WHEREAS, in June 2020, City Council, via R-313048, increased the Contract's not-to-exceed amount by \$4,501,803 to a total of \$20,930,803 and extended its term through Aug. 18, 2021; and

WHEREAS, the State of California extended the underlying Agency Agreement through December 31, 2021 while it conducts final negotiations and rolls out a replacement of the CALNET3 contract; and

WHEREAS, the City now wishes to enter into the Third Amendment to the Contract to extend the term of the Contract through December 31, 2021, to align its term with that of the underlying Agency Agreement; and

WHEREAS, under San Diego Charter section 99, no contract, agreement, or obligation extending for a period of more than five years may be authorized except by Ordinance approved by two-thirds majority vote of the City Council; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, that the Mayor, or his designee, is authorized to execute, for and on behalf of the City, the Third Amendment to the CALNET3 Cooperative Procurement Contract between the City of San Diego and AT&T Corporation for the Provision of Multi-Protocol Label Switching Assets and Services to extend the term of the Contract through Dec. 31, 2021, pursuant to the terms and conditions contained in the Third Amendment to the original Contract on file with the City Clerk as Document

No. OO- 21359 .

APPROVED: MARA W. ELLIOTT, City Attorney

By /s/ Steven R. Lastomirsky  
Steven R. Lastomirsky  
Deputy City Attorney

SRL:jvg  
6/23/21  
Or.Dept: Department of Information Technology  
Doc. No.: 2696111

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at this meeting of 07/13/2021.

ELIZABETH S. MALAND  
City Clerk

By /s/ Stacy D. Ready  
Deputy City Clerk

Approved: 7/16/21  
(date)

  
TODD GLORIA, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on JUL 13 2021, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Chris Cate	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUL 16 2021.

AUTHENTICATED BY: TODD GLORIA  
Mayor of The City of San Diego, California.

(Seal) ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By [Signature], Deputy

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on JUN 29 2021, and on JUL 16 2021.

I FURTHER CERTIFY that said ordinance was read in full prior to passage or that such reading was dispensed with by a vote of five members of the Council, and that a written copy of the ordinance was made available to each member of the Council and the public prior to the day of its passage.

(Seal) ELIZABETH S. MALAND  
City Clerk of The City of San Diego, California.

By [Signature], Deputy

Office of the City Clerk, San Diego, California

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