



Item 19

Travis County Commissioners Court Agenda Request

Meeting Date: April 23, 2013

Prepared By/Phone Number: Lori Clyde/854-4205

Elected/Appointed Official/Dept. Head: Cyd Grimes

Commissioners Court Sponsor: Judge Biscoe

Agenda Language: APPROVE MODIFICATION NO. 7 TO CONTRACT NO. 4400000427 (H.T.E. CONTRACT NO. LA110090LC), CYRUS NETWORKS, LLC, FOR DATA CENTER LEASE SPACE.

- **Purchasing Recommendation and Comments:** Purchasing concurs with department and recommends approval of requested action. This procurement action meets the compliance requirements as outlined by the statutes.

In January 2010, Commissioners Court approved a contract for colocation space for BEFIT which included Monthly Recurring Charges and Non-Recurring Charges. In December 2011, Commissioners Court approved Modification No. 1 for additional lease space at CyrusOne. As part of Modification No. 1, Travis County allocated a not-to-exceed limit of \$100,000 for Non-Recurring Charges which included adding additional power circuits, build out of an office area, running fiber to designated areas and installing cages. The total cost to date is \$60,680.00.

ITS began the physical move of the Data Center in FY13. During a recent inspection by TCSO staff, it was brought to ITS's attention that CJIS regulations require the cages to extend from the floor to the ceiling for both the BEFIT area and the Data Center location. ITS internally funded the additional cage requirements for both locations at an additional cost of \$43,810.00, which exceeded the NTE amount.

Since ITS will continue to place additional equipment in the space, they recommend increasing the NTE amount by \$50,000 for other Non-Recurring Charges to cover any additional requirements.

➤ **Contract Expenditures:** Within the last 12 months \$942,590.00 has been spent against this contract.

➤ **Contract Modification Information:**

Modification Amount: \$50,000.00

Modification Type: Increase Not-to-exceed limit to \$150,000

Modification Period: FY13

➤ **Funding Information:**

Funds Reservation #: 300000224

Funding Account(s):

Comments:



Travis County Courthouse, Austin, Texas

TRAVIS COUNTY INFORMATION TECHNOLOGY SERVICES

Tanya Acevedo, Interim Chief Information Officer

700 Lavaca · Suite 501A · Austin, TX 78701 · (512) 854-9666 · Fax (512) 854-4401

Date: April 2, 2013

TO: Cyd V. Grimes, C.P.M. – Travis County Purchasing Agent

THROUGH: Tanya Acevedo, Interim Chief Information Officer *TA*

FROM: Walter LaGrone, Information Technology Director *Walter LaGrone*

SUBJECT: Request to Modify NTE Amount for the Data Center Lease Space Contract No. 4400000427

Proposed Motion:

To modify the not-to-exceed (NTE) amount for the Data Center Lease Space contract for setup costs, from \$100,000 to \$150,000.

Summary & Staff Recommendation:

ITS is recommending Court approval for a modification to the NTE amount for setup costs so that staff can continue to work with Cyrus Networks to make necessary modifications required to move the data center.

Budgetary and Fiscal Impact:

The total impact of this modification is an increase of \$50,000. These funds are partially encumbered under Fund Reservation No. 300000224 using the following cost center and GL accounts:

112-007-0001	511810	Hardware / Software Install Services
112-007-0001	510070	Computer Equipment & Peripherals

Additional funding will come from 112-004-0001 511900 Other Services.

Background:

ITS began the physical move of the Data Center in FY13. In preparation for the move we have required various modifications to the site such as adding additional power circuits, build out of an office area, running fiber to designated areas and installing cages. The cost of these modifications to date total \$60,680.36.

During a recent inspection by TCSO staff, it was brought to our attention that CJIS regulations require the cages to extend from the floor to the ceiling at both the Montopolis location and the BEFIT location on Ben White. ITS internally funded the additional cage requirements for both locations at an additional cost of \$43,809.60.

ITS is requesting to modify the contract in order to continue to request modifications to the site as needed and to stay within the contract NTE amount.

Required Authorizations:

LEGAL:	Tenley Alredge, County Attorney's Office
PURCHASING:	Lori Clyde
BUDGET:	Katie Gipson

Cc: Lori Clyde, Purchasing Department
Sheryl Holder, ITS Financial Services

MODIFICATION OF CONTRACT NUMBER: 4400000427 (LA110090LC) Data Center Lease Space

ISSUED BY: PURCHASING OFFICE 700 LAVACA, SUITE 800 AUSTIN, TX 78701	PURCHASING AGENT ASST: Lori Clyde TEL. NO: (512) 854-9700 FAX NO: (512) 854-9185	DATE PREPARED: April 8, 2013
---	---	--

ISSUED TO: Cyrus Networks, LLC d/b/a CyrusOne 4201 Southwest Freeway Houston, Texas 77027	MODIFICATION NO.: 7	EXECUTED DATE OF ORIGINAL CONTRACT: December 21, 2010
---	-----------------------------------	--

ORIGINAL CONTRACT TERM DATES: February 1, 2011 – January 31, 2016 CURRENT CONTRACT TERM DATES: February 1, 2011 – January 31, 2016

FOR TRAVIS COUNTY INTERNAL USE ONLY:

Original Contract Amount: \$245,350.00 Current Modified Amount \$1,249,192.84.

DESCRIPTION OF CHANGES: Except as provided herein, all terms, conditions, and provisions of the document referenced above as heretofore modified, remain unchanged and in full force and effect.

Whereas, under the terms of this contract, Cyrus Networks, L.L.C. initially granted Customer Travis County exclusive use of a colocation space, of 360 square feet, in its facilities and in exchange Customer agreed to pay Monthly Recurring Charges and Non-Recurring Charges for additional services related to Customer’s use of the colocation space and

Whereas, Customer requested an additional 1500 square feet as a second colocation space on the same general terms and conditions related to Monthly Recurring Charges and Non-Recurring Charges, and

Whereas, at the time of requesting the additional square feet, Customer designated an annual maximum of \$800,000 and a limit of \$100,000 for one-time start-up costs related to Customer Equipment to be placed there during Customer’s fiscal year ending September 30, 2012, and

Whereas, Customer has continued and will continue to place additional Customer Equipment in the colocation space during Customer’s fiscal year ending September 30, 2013, and thereafter, to which additional Non-Recurring Charges for additional services needed for the additional Customer Equipment apply,

Now therefore, Customer designates a limit of \$50,000 for Non-Recurring Charges related to Customer Equipment being placed in the co-location space during Customer’s fiscal year ending September 30, 2013, and, if not fully expended, the remainder may be used in subsequent fiscal year.

Note to Vendor:

- Complete and execute (sign) your portion of the signature block section below for all copies and return all signed copies to Travis County.
- DO NOT execute and return to Travis County. Retain for your records.

LEGAL BUSINESS NAME: _____ BY: _____ SIGNATURE BY: _____ PRINT NAME TITLE: _____ ITS DULY AUTHORIZED AGENT	<input type="checkbox"/> DBA <input type="checkbox"/> CORPORATION <input type="checkbox"/> OTHER DATE: _____
--	---

TRAVIS COUNTY, TEXAS BY: _____ CYD V. GRIMES, C.P.M., TRAVIS COUNTY PURCHASING AGENT	DATE: _____
--	-------------

TRAVIS COUNTY, TEXAS BY: _____ SAMUEL T. BISCOE, TRAVIS COUNTY JUDGE	DATE: _____
--	-------------