

GOVERNMENT OPERATIONS COMMITTEE REPORT relative to a Personal Services Agreement (Agreement) with T-Mobile USA, Inc. (T-Mobile) for services in support of the Mobile Worker Program.

Recommendation for Council action:

AUTHORIZE the General Manager, Information Technology Agency (ITA), or designee, to execute the following agreements, subject to the approval of the City Attorney as to form:

- a. An Agreement with T-Mobile for a term effective upon the date of execution through May 18, 2027 to provide enhanced product and service purchase terms as well as access to City buildings and leased facilities for signal augmentation at City sites, subject to T-Mobile's submission of proof of insurance consistent with the requirements of the City's Risk Manager.
- b. Amendment(s) to the Agreement with T-Mobile for the sole purposes of a) extending the term to co-terminate with the Department of General Services (GSD) Contract No. ARC 40 230000000002 with T-Mobile if the GSD Contract is extended and/or b) updating the City's standard contracting provisions.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that the proposed Agreement with T-Mobile has no contract compensation, and no funds will be expended as a result of the execution of this Agreement. Therefore, there is no impact to the General Fund associated with approval of the recommendations of this report.

Financial Policies Statement: The CAO reports that the recommendations of this report are in compliance with the City's Financial Policies.

Community Impact Statement: None submitted

**TIME LIMIT FILE – OCTOBER 2, 2023**

**(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 29, 2023)**

## SUMMARY

At its regular meeting held on August 22, 2023, your Government Operations Committee considered a CAO report, dated July 14, 2023, relative to a Personal Services Agreement with T-Mobile USA, Inc. for services in support of the Mobile Worker Program.

The CAO reports that the Mobile Worker Program was initiated in 2017-18 to replace the City's 30,000 traditional landline desk phones with cellular smartphones and Voice over Internet Protocol (VoIP) desk phones. T-Mobile was selected by ITA in 2017 as the provider for the cellular smartphones component of the Mobile Worker Program via a competitive process that solicited proposals from the City's four existing mobile phone providers. T-Mobile's proposal was selected both due to competitive pricing for devices and monthly service charges, but also because the Contractor agreed to provide engineering analysis and pay for in-building signal augmentation, where necessary, to provide excellent coverage at City facilities. The mobile device purchases and monthly services are purchased by ITA and other City departments through the GSD commodity contract with T-Mobile (ARC 40 230000000002; GSD Contract), which was executed in accordance with a federal General Services Administration (GSA) contract. As GSD cannot include contract terms beyond those in the GSA contract, a separate Agreement must be executed in order to document T-Mobile's enhanced product and service purchase terms that exceed the GSA and GSD contract, and include the terms for the Contractor's access to City buildings and leased facilities to provide signal augmentation services. These enhanced services were previously provided by T-Mobile through City Contract No. C-133406, which was effective July 1, 2019 through June 30, 2022; the proposed Agreement will continue this effort.

After an opportunity for public comment was held, the Committee moved to approve the recommendation in the CAO report, as detailed above. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

GOVERNMENT OPERATIONS COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
PADILLA:	YES
HERNANDEZ:	YES
HUTT:	YES

8-22-23 MM 18-0143

**-NOT OFFICIAL UNTIL COUNCIL ACTS-**