[Lease - Data Center Space - 3101 Gold Center Drive, Rancho Cordova, California - Initial Term of Two Years - Base Annual Rental Rate of $130,473.84]

Resolution authorizing the use of space and communication services within an existing data center located at 3101 Gold Center Drive, Rancho Cordova, California, from the State of California Technology Agency, Office of Technology Services, through an Agreement; and authorizing certain amendments and extensions to said Agreement as warranted for an initial term of two years with a base annual rental rate of $130,473.84.

WHEREAS, Critical business systems of the City and County of San Francisco should have redundant recovery systems and facilities to be used in the event primary data centers become non-functional due to a natural disaster, criminal activity, or other emergency; and

WHEREAS, The City and County of San Francisco’s current information technology Disaster Recovery (“DR”) process involves the use of an off-site facility that employs outdated processes to protect the City’s ability to recover from an unforeseen disaster, at a location where the City has limited monitoring capabilities, infrequent testing of critical systems, and a relatively high cost; and

WHEREAS, The Department of Technology had adopted a policy that calls for the development of a comprehensive information technology DR plan that involves not only placing business critical infrastructure at 200 Paul Street in San Francisco (which has been accomplished), but also designating a DR hot site at an appropriate out of area location so that such business critical operations of the City may continue until normal business operations resume; and

WHEREAS, The DR site should provide the City with an ability to replicate City data on a regularly scheduled basis, be relatively accessible by the City, be in a secure and stable
environment, provide an opportunity for monthly, quarterly and semi-annual tests to ensure full functionality, and be reasonably priced; and

WHEREAS, The State of California, through its California Technology Agency, Office of Technology Services (the "State"), has developed a robust disaster recovery facility located 3101 Gold Camp Road in Rancho Cordova, California (the "Facility"), and makes it available as a reasonable cost to other agencies desirous of securing off-site critical data redundancy in a secure and stable environment; and

WHEREAS, The City and County of San Francisco finds the Facility meets our DR objectives to recover as quickly and effectively as possible from an unforeseen disaster or emergency which interrupts information systems and business operations; and

WHEREAS, An Agreement with the State has been negotiated by the Director of Property, in consultation with the Department of Technology, which is on file with the Clerk of the Board of Supervisors under File No. 130378 (the "Agreement"); and

WHEREAS, The Agreement has an initial term of twenty four (24) months, from July 1, 2013 to June 30, 2015, with renewals available with no less than sixty (60) days prior written notice; and

WHEREAS, The base monthly rental cost is pursuant to a rate structure published by the State, which results in a starting rate of $10,872.82 per month to meet the needs of the City and County of San Francisco, with an additional one-time expense of $4,943 for necessary electrical circuits; and

WHEREAS, The Director of Property has determined that the proposed lease rates are reasonable and represent fair market rent for the Facility, given the services provided; now, therefore, be it

RESOLVED, That the Board of Supervisors, in accordance with the recommendations of the Director of Property and Director of Department of Technology, hereby approves the
Agreement, in substantially the form presented to this Board, and authorizes City staff to take all actions necessary to occupy the Facility consistent with the Agreement; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Property, in consultation with the City Attorney and Director of the Department of Technology, to enter into any additions, amendments, extensions, or other modifications to the Agreement that the Director of Property determines are in the best interests of the City, do not materially decrease the benefits to the City, and are in compliance with all applicable laws, including the City's Charter, and may result in a fiscal impact due to either adjusted rate schedules as posted by the State, or expanded use of the Facility by City, or an extension of term not to exceed an additional forty-eight (48) months, and not to exceed an additional cost of occupancy of $5,000 per month; and, be it

FURTHER RESOLVED, That the Director of Property is hereby authorized and urged, in the name and on behalf of the City and County, to take any and all steps (including, but not limited to, the execution and delivery of any and all certificates, agreements, notices, consents, and other instruments or documents) as the Director of Property deems necessary or appropriate in order to consummate the Agreement, or to otherwise effectuate the purpose and intent of this Resolution, such determination to be conclusively evidenced by the execution and delivery by the Director of Property of any such documents; and be it

FURTHER RESOLVED, That the City shall occupy the Facility for the full term of the Agreement unless funds for the rental payments are not appropriated in any subsequent fiscal year at which time the City may terminate the Agreement with advance notice to State. Said Agreement shall be subject to certification as to funds by the Controller, pursuant to Section 6.302 of the City Charter.
FURTHER RESOLVED, That all actions heretofore taken by the officers of the City
with respect to the Agreement, or authorized and directed by this Resolution, are hereby
ratified, approved and confirmed by this Board of Supervisors.
$135,416.84 available
Index Code:
752004, Subfund 6I-TIF-ACP

Controller
Subject to the enactment of the Annual Appropriation Ordinance for Fiscal Year 2013/2014.

RECOMMENDED:

Director of Property

RECOMMENDED:

Acting Director
Department of Technology
Resolution authorizing the use of space and communication services within an existing data center located at 3101 Gold Center Drive, Rancho Cordova, California, from the State of California Technology Agency, Office of Technology Services, through an Agreement; and authorizing certain amendments and extensions to said Agreement as warranted for an initial term of two years with a base annual rental rent of $130,473.84.

May 15, 2013 Budget and Finance Sub-Committee - RECOMMENDED

May 21, 2013 Board of Supervisors - ADOPTED
Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

I hereby certify that the foregoing Resolution was ADOPTED on 5/21/2013 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Date Approved 5/21/13