

## Legislation Text

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**File #: 21-1611, Version: 1**

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### **Actions Related to the Agreements Between the City of San José and the East Side Union High School District for Community Wireless Network.**

(a) Adopt a resolution authorizing the City Manager to:

(1) Negotiate and execute the Third Amendment to the Funding Agreement between the City of San José and East Side Union High School District Relating to Installation of a Community Wireless Network in the District to increase funding by \$478,974 for a revised total funding amount of \$3,619,468 for deployment, maintenance, support, and operations costs at the James Lick, William C. Overfelt, and Yerba Buena High School attendance areas for the term ending December 31, 2021, subject to the appropriation of funds;

(2) Negotiate and execute a Funding Agreement between the City of San José and East Side Union High School District Relating to Maintenance and Technology Refresh of the Community Wireless Network at the James Lick, William C. Overfelt, and Yerba Buena High School attendance areas for a maximum District funding amount of \$2,281,965 for a five-year term beginning January 1, 2022 through December 31, 2026, subject to the appropriation of funds;

(3) Negotiate and execute the Third Amendment to the Agreement for East Side Union High School District Community Wi-Fi Deployment between the City of San José and SmartWAVE Technologies LLC (Alpharetta, GA) to (i) reflect final deployment costs for the William C. Overfelt and Yerba Buena High School attendance areas, (ii) decrease compensation by \$98,725 for a revised maximum compensation of \$3,208,265 for the initial term ending December 31, 2021, and (iii) add scope of work and estimated costs for technology refreshes and maintenance and support at the James Lick, William C. Overfelt and Yerba Buena High School attendance areas during agreement option terms through December 31, 2026, subject to the appropriation of funds; and

(4) Negotiate and execute, subject to the appropriation of funds, a Funding Agreement between the City of San José and East Side Union High School District Relating to Installation of a Community Wireless Network in the District to design, build, and/or maintain a Community Wireless Network in the District for a term of five years through 2026, with the City's contribution amount not to exceed \$3,900,000 to fund the implementation, maintain services and replacement of technology for five attendance areas: Independence, Andrew P. Hill, Oak Grove, Mt. Pleasant, and Silver Creek.

(b) Adopt the following 2021-2022 Appropriation Ordinance and Funding Source Resolution amendments in the General Fund:

(1) Increase the East Side Union High School District Community Wireless Network Project appropriation to the Public Works Department by \$170,906; and

(2) Increase the estimate for Revenue from Local Agencies by \$170,906.

CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. (Library/Finance/City Manager)

[Deferred from 6/15/2021 - Item 3.13 (21-1405), 6/22/2021 - Item 3.9 (21-1458)]