



Legislation Details (With Board Report)

**File #:** A 22-013      **Name:** Equinix LLC Order #5  
**Type:** BoS Agreement      **Status:** Passed  
**File created:** 1/4/2022      **In control:** Board of Supervisors  
**On agenda:** 1/25/2022      **Final action:** 1/25/2022

**Title:** a. Authorize the Director of the Information Technology Department or his designee to execute an Order Form with Equinix, LLC. for continued colocation of County technology infrastructure within an Equinix-hosted facility, for an additional 5 years, resulting in a revised agreement term of July 25, 2017 through October 14, 2026, adding an additional \$375,122 for a total agreement amount of \$579,907; and  
b. Accept additional non-standard contract provisions as recommended by the Director of Information Technology; and  
c. Authorize the Director of Information Technology or his designee to execute order forms and change order forms as necessary to secure services as required by the County; and  
d. Authorize the Director of Information Technology to sign up one (1) amendment to this Agreement, extending the term by one year, where the additional costs per year do not exceed ten percent (10%) of the cost of the prior year, subject to County Counsel review, and provided that the terms and conditions of the agreement remain substantially the same.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Board Report, 2. Agreement Order 1-4, 3. Order Form #5, 4. Required Funds Spreadsheet, 5. Completed Board Order Item No. 33

Date	Ver.	Action By	Action	Result
1/25/2022	1	Board of Supervisors	approved	Pass

a. Authorize the Director of the Information Technology Department or his designee to execute an Order Form with Equinix, LLC. for continued colocation of County technology infrastructure within an Equinix-hosted facility, for an additional 5 years, resulting in a revised agreement term of July 25, 2017 through October 14, 2026, adding an additional \$375,122 for a total agreement amount of \$579,907; and  
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**RECOMMENDATION:**

It is recommended that the Board of Supervisors:

- a. Authorize the Director of the Information Technology Department or his designee to execute an Order Form with Equinix, LLC. for continued colocation of County technology infrastructure within an Equinix-hosted facility, for an additional 5 years, resulting in a revised agreement term of July 25, 2017 through October 14, 2026, adding an additional \$375,122 for a total agreement amount of \$579,907; and
- b. Accept additional non-standard contract provisions as recommended by the Director of Information

Technology; and

- c. Authorize the Director of Information Technology or his designee to execute order forms and change order forms as necessary to secure services as required by the County; and
- d. Authorize the Director of Information Technology to sign up one (1) amendment to this Agreement, extending the term by one year, where the additional costs per year do not exceed ten percent (10%) of the cost of the prior year, subject to County Counsel review, and provided that the terms and conditions of the agreement remain substantially the same.

SUMMARY/DISCUSSION:

County Information Technology Department (ITD) data center serves as the regional connection hub for California State Criminal Justice Information Database (CJIS). Equinix Cloud Connect is being used to provide Public Safety Verizon users across the County with mobile data access (MDCS) to CJIS. As more services are moving to the Cloud, Equinix’s Cloud Exchange will be utilized by the County to provide consistent and predicable data transport services to and from the Cloud.

With the approval of the Board of Supervisors, Equinix, LLC has been providing Cloud Connect service since 2017. The approval of this proposed extension will allow the County to continue uninterrupted colocation services. ITD is requesting Board to authorize the Director of the Information Technology Department or his designee to execute an Order Form with Equinix, LLC. for continued colocation of County technology infrastructure within an Equinix-hosted facility, for an additional 5 years. The proposed Equinix Order Form does not alter non-standard contract provisions previously approved by the Board of Supervisors and provides for continuation of uninterrupted colocation services.

OTHER AGENCY INVOLVEMENT:

County Counsel cannot approve this Order Form due to the following non-standard provisions: late fees for delay in payment; non-standard insurance and indemnity provisions; limitations on warranty; limitations on vendor liability for County data-loss; limitations on the amount of and type of damages available to County; auto-renewal unless County provides advance written notice of termination at term end, and vendor’s unilateral right to increase fees for services. County Counsel notes that these non-standard terms were previously approved by the Board and are not modified by means of the terms of the proposed Order Form.

FINANCING:

Funds required for FY 2021-22 have been included in the FY 2021-22 Adopted Budget for the Information Technology Department, ITD 1930, Appropriations Unit INF002. Transactions relating to future fiscal years will be included in each respective Recommended Budget based upon the anticipated utilization of the services.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

Equinix services will enables County to have consistent, secure, and predicable transport services to and from the Cloud and will therefore pave the way for the smooth transformation from an on-premise to a Cloud-based technology infrastructure operation model.

- Economic Development
- Administration
- Health & Human Services
- Infrastructure
- Public Safety

Prepared by: Sandra Shaffer, Management Analyst III, 759-6957

Approved by:

\_\_\_\_\_ Date: \_\_\_\_\_  
Eric A. Chatham, Director of Information Technology, 759-6920

Attachments:

Equinix, LLC Agreement, Order Form #1-4

Equinix, LLC Order Form #5

Required Funds Spreadsheet