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OFFICE OF THE
SECRETARY

MURIEL BOWSER
MAYOR

JAN 20 2015

The Honorable Phil Mendelson
Chairman
Council of the District of Columbia
John A. Wilson Building
1350 Pennsylvania Avenue, N.W.
Suite 504
Washington, DC 20004

Dear Chairman Mendelson:

Pursuant to D.C. Official Code § 2-352.02, enclosed for consideration by the Council of the District of Columbia is Modification No.5, Option Period Two of Contract Number CW15546 with AT&T Mobility National Accounts LLC Approval and Payment Authorization Emergency Act of 2015. The not to exceed amount for Option Period Two is \$2,000,000.00

The purpose of the contract is for the Office of the Chief Technology Officer (OCTO) to have wireless telecommunication services.

The Associate Chief Financial Officer, Office of the Chief Technology Officer, has certified that District Capital Funds are available in the full amount of the proposed contract.

As always, I am available to discuss any questions you may have regarding the contract. In order to facilitate a response to any questions, please have your staff contact Lauren Stephens, at (202) 724-4982 or email lauren.stephens@dc.gov. I look forward to a favorable consideration of this contract.

Sincerely,

A handwritten signature in black ink, appearing to read "Muriel Bowser".

Muriel Bowser

Enclosure


Chairman Phil Mendelson
at the request of the Mayor

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A BILL

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To approve, on an emergency basis, Modification No. 5, Option Period Two of Contract Number CW15546 with AT&T Mobility National Accounts LLC to continue to supply the District with wireless telecommunications products and services, and other wireless telecommunication solutions related to enterprise communications and information technology and to authorize payment for the services received and to be received under the Contract.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,

That this act may be cited as “Modification No. 5, Option Period Two of Contract Number CW15546 with AT&T Mobility National Accounts LLC Approval and Payment Authorization Emergency Act of 2015.”

Sec. 2. Pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 803; D.C. Official Code § 1-204.51), and notwithstanding the requirements of section 202(a) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-352.02(a)), Modification No. 5, Option Period Two of Contract Number CW15546 with AT&T Mobility National Accounts LLC to continue to supply the District with wireless telecommunications products and services, and other wireless telecommunication

1 solutions related to enterprise communications and information technology is approved
2 in the total amount not the exceed \$2,000,000.00 for services received and to be received
3 under the Contract.

4 Sec. 3. The Council adopts the fiscal impact statement provided by the Chief
5 Financial Officer as the fiscal impact statement required by section 602(c)(3) of the
6 District of Columbia Home Rule Act, approved December 24, 1973 (87 Stat. 813; D.C.
7 Official Code § 1-206.02(c)(3)).

8 Sec. 4. This act shall take effect following approval by the Mayor (or in the
9 event of veto by the Mayor, action by the Council to override the veto), and shall remain
10 in effect for no longer than 90 days, as provided for emergency acts of the Council of the
11 District of Columbia in section 412(a) of the District of Columbia Home Rule Act,
12 approved December 24, 1973 (87 Stat. 788; D.C. Official Code § 1-204.12(a)).

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of Contracting and Procurement



Council Contract Summary

Pursuant to section 202(c) of the Procurement Practices Reform Act of 2010, effective April 8, 2011 (D.C. Law 18-371; D.C. Official Code § 2-351.02), the following contract summary is provided:

(A) The proposed contractor, contract amount, unit and method of compensation, contract term, and type of contract:

Contractor	At&t National Mobility LLC
Contract No.	CW15546
Contract Amount	Not to Exceed \$2,000,000.00
Unit and Method of Compensation	Contractor will be paid through the insurance of subsequent delivery order/purchase orders on a firm fixed price basis
Contract Term	Option year Two October 1, 2014- September 30, 2015
Contract Type	Indefinite Quantity Indefinite Delivery (IDIQ)

(B) The goods or services to be provided, the methods of delivering goods or services, and any significant program changes reflected in the proposed contract:

The Office of the Chief Technology Officer has a continued need for wireless telecommunication services including but not limited to: IP-based communication services extensive Virtual Private networks (VPN), Voice Over IP (VoIP) and IP-based television services along with various other wireless telecommunication solutions.

(C) The selection process, including number of Offerors, the evaluation criteria, and the evaluation results, including price and technical components:

On August 01, 2012 the Office of Contracting and Procurement signed a participating addendum to the Western Contracting Alliance (WSCA) cooperative purchasing contract for wireless communication services and equipment between At&t National Mobility and the state of Nevada. At&t National Mobility LLC has offered pricing in conjunction with

this contract and allows for the purchase of wireless telecommunication products and services at a discounted rate of approximately 30-50% lower than the company's average pricing.

(D) The background and qualifications of the proposed contractor, including its organization, financial stability, personnel, and prior performance on contracts with the District government:

At&t Mobility National Accounts LLC is the largest communications holding company in the world by revenue. They offer one of the world's most advanced and powerful global backbone networks, carrying 28.9 petabytes of data traffic on an average business day to nearly every continent and country, with up to 99.999 percent reliability. At&t Mobility National Accounts LLC has the nation's fastest mobile broadband network. At&t offers voice coverage in more than 225 countries, data roaming in more than 205 countries and mobile broadband in more than 145 countries. They are the only U.S. national service provider to offer a 100 IP based television service with At&T U-verse TV, which provides an exciting alternative to cable with a better DVR, better features and apps and an overall better TV experience. In addition, At&T Mobility National Accounts LLC has recently launched the industry's first integrated Wireless Receiver, which allows customers to move and watch their TV virtually anywhere in the infrastructure. At&T mobility National Accounts LLC manages the nation's largest Wi-Fi network (based on branded and operated sites) with nearly 29,000 At&T Wi-Fi Hot spots, including locations in all 50 states. At&t is one of the world's largest providers of IP-based communication services for businesses with an extensive portfolio of Virtual Private Networks (VPN, VOICE Over IP (VoIP) and other offerings-all backed by innovative security and customer support capabilities.

(E) Performance standards and the expected outcomes of the proposed contract:

The contractor's performance will be regularly and routinely monitored by the Office of the Chief Technology Officer (OCTO). The expected outcome of the task order is to have At&t continue to provide uninterrupted telecommunication services to the District in an efficient and cost effective manner. At&t Wireless Mobility will continue to provide the District with IP-based communication services, Virtual Private Networks (VPN, VOICE Over IP (VoIP) and has demonstrated its ability to perform under this contract

(F) A certification that the proposed contract is within the appropriate budget authority for agency for the fiscal year and is consistent with the financial plan and budget adopted in accordance with §§ 47-392.01 and 47-392.02:

A certification of funding for Fiscal Year 2015 is attached.

(G) A certification that the proposed contract is legally sufficient, including whether the proposed contractor has any currently pending legal claims against the District:

The proposed Contract has been determined to be legally sufficient by the Office of the Attorney General. (Tab 7)

The Contractor has no pending claims against the District.

- (H) A certification that the proposed contractor is current with its District and federal taxes or has worked out and is current with a payment schedule approved by the District or Federal government:**

The attached tax compliance certifications obtained from the D.C. Office of Tax and Revenue (Tab 5) and Department of Employment Services indicate that the Contractor is in compliance with the District tax filing requirements. (Tab 5)

- (I) The status of the proposed contractor as a certified local, small, or disadvantaged business enterprise as defined in the Small, Local, and Disadvantaged Business Enterprise Development and Assistance Act of 2005, effective October 20, 2005 (D.C. Law 16-33; D.C. Official Code § 2-218.01 *et seq.*):**

At&t National Mobility LLC is not certified as local, small, or disadvantaged business enterprise.

- (J) Other aspects of the proposed contract that the Chief Procurement Officer considers significant:**

There is no other aspect of the proposed contract that the Chief Procurement Officer deems significant.

- (K) A statement indicating whether the proposed contractor is currently debarred from providing services or goods to the District or federal government, the dates of the debarment, and the reasons for debarment:**

As of September 8, 2014 the Contractor does not appear on the Federal or District Excluded Parties List. Therefore the Contractor is not currently debarred from providing services to these governmental entities.

- (L) Where the contract, if executed, will be made available online:**

Website: http://app.ocp.dc.gov/RUI/information/scf/online_index.asp

DISTRICT OF COLUMBIA



Office of Tax and Revenue
Collection Division

1101 4th Street SW steW600
Washington, DC 20024

OFFICE OF TAX AND REVENUE
TAX VERIFICATION RESPONSE

REQUESTOR: MIME GETACHEW

AGENCY: OCP

VENDOR NAME: AT & T MOBILITY NATIONAL ACCOUNTS LLC FEIN: 84-1659970

TO BE COMPLETED BY THE OFFICE OF TAX & REVENUE

- The prospective contractor **is in compliance** with the filing and payment requirements of the District of Columbia tax laws. CW15546
- The prospective contractor/individual **is not liable** for the tax filing requirements of the District of Columbia.
- The prospective contractor **is not in compliance** with the tax filing and payment requirements of the District of Columbia Tax Law. The contractor may obtain details of the tax deficiency and make arrangements to correct this by contacting the Revenue Officer whose signature appears below.
- The prospective contractor has **recently been registered** with the District of Columbia and has not incurred any liabilities so far.
- Our records indicate that the prospective contractor **is not registered** to do business in the District of Columbia. Please contact the Office of Tax and Revenue, Customer Service Office at (202) 727-4829 to request a form FR-500 (Combined Registration Application) which must be fully completed and submitted to the address indicated on the form **Office of Tax and Revenue, PO Box 470 Washington, DC 20044-0470** or register online at: https://www.taxpayerservicecenter.com/FR500_Instructions.jsp.

[Signature]
Collections Manager

12/24/2014
Date

[Signature]
Carolyn Powell
Sr. Revenue Officer

202-442-6588
Telephone Number

GOVERNMENT OF THE DISTRICT OF COLUMBIA
DEPARTMENT OF EMPLOYMENT SERVICES
Office of Unemployment Compensation/Tax Division



REVISED

TAX VERIFICATION RESPONSE - DOES

CONTRACT SPECIALIST: MIME GETACHEW

AGENCY: OCP

VENDOR NAME: AT&T MOBILITY NATIONAL ACCOUNTS LLC

D.C.DOES SUI ACCOUNT #:

FEDERAL ID #: 841659970

TO BE COMPLETED BY THE DEPARTMENT OF EMPLOYMENT SERVICES TAX DIVISION

THE DEPARTMENT OF EMPLOYMENT SERVICES CERTIFIES THAT:

The prospective Contractor is "IN COMPLIANCE" with the tax filing and payment requirements of the District of Columbia Unemployment Tax Laws or is in compliance with an established payment plan.

The prospective Contractor is "NOT IN COMPLIANCE" with the tax filing and payment requirements of the District of Columbia Unemployment Tax Laws. The Contractor may obtain details of the tax deficiency and make arrangements to correct this deficiency by contacting the tax enforcement officer whose name and telephone number follow:

Tax Enforcement Officer: Doris Artis

Phone #: (202) 741-8693

Comments

SIGNATURE

1/17/2015

DATE

Associate Director, Office of Unemployment Compensation

TITLE

(202)-698-3702

TELEPHONE/FAX NUMBER

This response/certification is valid for 90 days from the date specified above.

ATT: Compliance Officer

Office of Unemployment Compensation - Tax Division - 4058 Minnesota Avenue, NE, Washington, DC 20019

For more information, please go to the DOES Web Site at <http://www.does.dc.gov/>

GOVERNMENT OF THE DISTRICT OF COLUMBIA
OFFICE OF THE CHIEF FINANCIAL OFFICER
GOVERNMENT OPERATIONS CLUSTER

OFFICE OF FINANCE AND RESOURCE MANAGEMENT

Curtis J. Lewis II
Agency Fiscal Officer



Mohamed Mohamed
Associate Chief Financial Officer

MEMORANDUM

TO: Mime Getachew
Contract Specialist
Office of Contracting and Procurement

FROM:  Curtis J. Lewis, II
Agency Fiscal Officer 

DATE: August 14, 2014

SUBJECT: Certification of Funding for Telecom Services – AT&T/\$2M Contract No.
CW15546

The Office of Finance and Resource Management (OFRM) has, through the FY2015 budget process, budgeted sufficient local and intra-district funding to cover estimated telecom costs concerning the above referenced vendor during the period of 10/1/14 – 09/30/15. Approval and certification of these funds are subject to the authorization of the District of Columbia's FY2015 budget by Congress.

Should you have any questions, please feel free to contact me at your convenience at 202-671-1603.

cc: Mohamed Mohamed, Associate Chief Financial Officer, GOC
Dennis Gill, Director of Financial Operations, GOC

**GOVERNMENT OF THE DISTRICT OF COLUMBIA
OFFICE OF THE ATTORNEY GENERAL**

Legal Counsel Division

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[REDACTED]
[REDACTED]

MEMORANDUM

TO: Sharon G. Hutchins
Assistant Attorney General
Commercial Division, Procurement Section

FROM: Janet M. Robins *JMR/airaker*
Deputy Attorney General
Legal Counsel Division

DATE: January 12, 2015

SUBJECT: Legal Sufficiency Review of Draft Bill, the "Modification No. 5, Option Period Two of Contract Number CW15546 with AT&T Mobility National Accounts LLC Approval and Payment Authorization Emergency Act of 2015" and Emergency Declaration
(AE-15-21)

This responds to your request that this Office review the above-referenced draft bill (bill) and emergency declaration (collectively, legislation) for legal sufficiency.

The legislation would, upon Council approval, authorize Modification No. 5, Option Period Two of Contract No. CW15546 with AT&T Mobility National Accounts LLC to continue to supply the District with wireless telecommunications products and services and other wireless telecommunication solutions. The bill would be approved pursuant to section 451 of the District of Columbia Home Rule Act, approved December 24, 1973, 87 Stat. 803, D.C. Official Code § 1-204.51 (2014 Supp.), notwithstanding the requirements of section 202(a) of the Procurement Practices Reform Act of 2010, effective April 8, 2011, D.C. Law 18-371, D.C. Official Code § 2-352.02(a) (2012 Repl.).

Please note the edits on the attached mark-ups of the legislation. When revised, the legislation will be legally sufficient.

Should you have questions about this memorandum, please contact either Pollie H. Goff, Senior Assistant Attorney General, Legal Counsel Division, at 724-5558, or me at 724-5524.

JMR/phg

GOVERNMENT OF THE DISTRICT OF COLUMBIA
OFFICE OF THE ATTORNEY GENERAL



Legal Counsel Division

MEMORANDUM

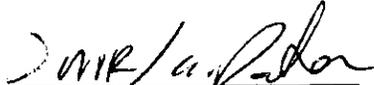
TO: Lolita S. Alston
Director
Office of Legislative Support

FROM: Janet M. Robins
Deputy Attorney General
Legal Counsel Division

DATE: January 12, 2015

SUBJECT: Certification of Legal Sufficiency of Bill, the "Modification No. 5, Option Period Two of Contract Number CW15546 with AT&T Mobility National Accounts LLC Approval and Payment Authorization Emergency Act of 2015" and Emergency Declaration
(AE-15-21)

This is to Certify that this Office has reviewed the above-referenced legislation and has found it to be legally sufficient. If you have any questions regarding this certification, please do not hesitate to contact me at 724-5524.


Janet M. Robins

JMR/phg

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of the Attorney General

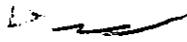


Procurement Section



MEMORANDUM

TO: Nancy Hapeman
Interim Chief Procurement Officer
Office of Contracting and Procurement

From: Robert Schildkraut 
Chief, Procurement Section
Commercial Division

Date: January 22, 2015

Subject: Proposed Award of Option Year Two
Wireless and Cellular Services
Contractor: AT&T Mobility National Accounts, LLC
Contract No. CW15546/Proposed Modification No. 5
Not to Exceed (NTE) Amount: \$2,000,000.00
(PL437729)

1. Description of Proposed Exercise of Contract Option Year Two

The Office of the Chief Technology Officer ("OCTO") has a need to continue to provide wireless and cellular services related to enterprise communications and information technology including, IP-based communication services; extensive Virtual Private Networks ("VPN"); Voice Over IP ("VoIP"); IP-based television services and other wireless telecommunications solutions. AT&T Mobility National Accounts, LLC ("AT&T") provides wireless voice service, wireless broadband service, accessories and equipment to several states under a cooperative purchasing agreement between the Western States Contracting Alliance ("WSCA") and AT&T. On August 1, 2012, the Office of Contracting and Procurement ("OCP") signed a participating addendum to the WSCA cooperative purchasing contract for wireless communication services and equipment between AT&T and the State of Nevada, Master Service Agreement, Contract No. 1907. On September 25, 2012, OCP, on behalf of OCTO, issued Task Order No. CW15546



("Contract") against Contract Number 1907. The base term of the District's Contract with AT&T was for the period from October 1, 2012 through September 30, 2013, with three (3) one-year option periods. Effective October 1, 2013, OCP exercised Option Year One of the Contract for the period from October 1, 2013 through September 30, 2014 in the NTE amount of \$2,000,000.00.

During Option Year One, the District of Columbia (District) Department of Employment Services ("DOES") determined that AT&T was noncompliant with the District's tax requirements and notified AT&T of said noncompliance. AT&T did not resolve its tax compliance issues until September 16, 2014. By that time, there was not sufficient time for the Council to complete its ten (10)-day review of the proposed amendment to extend the term of the contract prior to the expiration of Option Year 1. As a result, OCP issued Modification No. 2 to partially exercise Option Year Two and extend the term of the Contract for the period from October 1, 2014 through November 30, 2014, in the NTE amount of \$333,333.34, so that AT&T could continue its performance. On November 12, 2014, OCP issued Modification No. 3 to partially exercise Option Year Two and extend the term of the Contract for the period from December 1, 2014 through December 30, 2014, in the NTE amount of \$161,111.11. On December 30, 2014, OCP issued Modification No. 4 to partially exercise Option Year Two and extend the term of the Contract for the period from December 31, 2014 through January 31, 2015, in the NTE amount of \$165,555.55.

OCP seeks Council approval of proposed Modification No. 5 to exercise the remainder of Option Year Two of the Contract for the period from February 1, 2015 through September 30, 2015, in the NTE amount of \$2,000,000.00. The Office of Finance Resource Management has certified funding through the FY2015 budgeting process.

2. Procurement Process

The District is authorized and encouraged to participate in cooperative purchasing agreements with other jurisdictions. Under this method of procurement, the District can achieve lower prices and avoid many of the administrative costs and delays associated with conducting a competitive sealed proposals procurement. On September 25, 2012, OCP, on behalf of OCTO, issued the Contract against WSCA's master service agreement No. 1907 with AT&T. AT&T provides the goods and services in accordance with the terms and conditions of the WSCA master agreement. OCP now desires to exercise the remainder of Option Year Two.

3. Legal Review

By memorandum received November 14, 2014, you requested that this Office review for legal sufficiency proposed Modification No. 5. After the initial review, this Office requested certain corrections to the documents. Those changes have been made.

We have reviewed the contract package and approve it for legal sufficiency.

We note that in accordance with D.C. Official Code § 1-204.51(b)(2)(A), and Section 202 of the Procurement Practices Reform Act of 2010, D.C. Law 18-371, D.C. Official Code § 2.352.02, effective April 8, 2011, the Mayor must submit to Council for approval this contract action for over one million dollars.

If you have any questions, please contact me, Sharon Hutchins, at (202) 727-6791.

RS:SGH
PL 437729

GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of the Attorney General



Procurement Section



MEMORANDUM

TO: Lolita S. Alston
Director
Office of Legislative Support

FROM: Robert Schildkraut
Chief, Procurement Section
Commercial Division

DATE: January 22, 2015

SUBJECT: Certificate of Legal Sufficiency
Wireless Telecommunication System
Contract No. CW15546
Not to Exceed Amount: \$2,000,000.00
(PL 437729)

This is to Certify that this Office has reviewed the above-referenced proposed contract package and that we have found it to be legally sufficient. If you have any questions in this regard, please do not hesitate to call me at 724-4391.

A handwritten signature in black ink, appearing to read "Robert Schildkraut".

Robert Schildkraut