

1 [Authorizing the Department of Telecommunications and Information Services to amend an  
2 agreement with International Business Machines Corporation to extend the term of the  
3 agreement to twelve years.]

4 **Resolution authorizing the Department of Telecommunications and Information**  
5 **Services to enter into the Second Amendment of an agreement between the City and**  
6 **County of San Francisco (“City”) and International Business Machines Corporation**  
7 **(“IBM”) to extend the term of the agreement to twelve years.**

8 WHEREAS the City, acting through its Information Services Division, entered into an  
9 agreement with IBM on August 8, 1996 in which IBM was to provide the City with certain  
10 business recovery services for the City’s mainframe computers (the “Agreement”); and,

11 WHEREAS, the initial term of the Agreement was for a period of five years, subject to  
12 an automatic renewal for one additional five-year term; and

13 WHEREAS, the Agreement was automatically renewed on August 8, 2001 for an  
14 additional five-year term; and

15 WHEREAS, the City’s Department of Telecommunications and Information Services  
16 (“DTIS”), the successor to the City’s Information Services Division, previously amended the  
17 Agreement to increase the maximum funds available for the Agreement from \$1,200,000 to  
18 \$1,375,000; and

19 WHEREAS, DTIS has determined that it is in the best interests of the City to extend the  
20 Agreement for an additional two years; and

21 WHEREAS, Charter section 9.118, “Contract and Lease Limitations,” subsection (c),  
22 requires Board of Supervisors approval of any contract that has a term of ten or more years;  
23 now, therefore, be it

24 RESOLVED, that the Board of Supervisors authorizes the Office of Contract  
25 Administration to enter into the Second Amendment to the Agreement with IBM; and be it

1           FURTHER RESOLVED, that said Second Amendment shall lengthen the term of the  
2 Agreement from ten years, through August 7, 2006 to twelve years, through August 7, 2008.

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