

LEGISLATIVE DIGEST

[Authorization of American Registry for Internet Numbers Agreements with Department of Technology]

Ordinance approving contracts between the City and the American Registry for Internet Numbers, LTD. (ARIN) for the registration of the City’s internal network and the public-facing network Internet Protocol addresses, and granting waivers of specified contract-related requirements in the Administrative Code for this transaction.

Existing Law

The San Francisco Administrative Code bars the City from entering into contracts with automatic renewal of a contract’s term (Admin. Code Section 21.9(b)); and requires a statement regarding the MacBride Principles be inserted into City contracts (Admin. Code Chapter 12F).

Amendments to Current Law

This ordinance would approve waiver of those requirements in a contract with the American Registry of Internet Addresses for the assignment of Internet addresses.

Background Information

The American Registry for Internet Numbers, LTD. (ARIN), is a non-profit organization whose sole purpose is to assign and manage all Internet addresses in North America. The City is establishing a separate connection to the Internet for the City’s public-facing WiFi network which supports the City’s Fiber to Housing program and the City’s free WiFi service available on Market Street and in the City’s parks, and must enter into the ARIN pro forma contract with certain terms that deviate from the City’s standard contract terms.

Although the Board of Supervisors authorized the DT agreement with the enactment of Ordinance No. 45-06 in 2006, several City departments maintained separate accounts with ARIN and paid for those services directly. In order to consolidate management and payment, DT will work with ARIN to bring the separate accounts in the DT managed account for the City’s internal network.

The ARIN Agreement is a standard form used by ARIN and is required when contracting for its services. ARIN is unwilling to modify the contract to include the City’s required provisions and requires indemnification of ARIN by the City and the resolution of all disputes by binding arbitration. The Agreement also includes an automatic renewal provision and cannot include the MacBride Principles statement. On October 6, 2023, the Office of Contract Administration

granted a sole source waiver for the ARIN Agreement waiving City contract terms that are not in the pro forma agreement.

DT intends to enter into two separate identical agreements with ARIN, one for the City's internal network that will consolidate all of the separate department accounts, and the second for the public-facing network account. The annual total cost for all of the agreements is \$10,450. Funds for this year's fee have been appropriated to the Departments in the annual appropriation ordinance, and if in future years funds are not appropriated or there is an unreasonable increase to the fee, the Department will give notice of cancellation to ARIN. DT has approved a maximum cost of \$500,000 for this service, which will allow the City to register Internet addresses for 20 years at the current rate.

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