

RESOLUTION 2024-134
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROVING AN EXCEPTION TO THE COMPETITIVE PURCHASING
PROCESS TO PROCURE PROFESSIONAL SERVICES FROM
HURRICANE ELECTRIC TO INCREASE INTERNET SERVICE
PROVIDER CAPACITY FOR CONNEXION BROADBAND

A. Section 8-161(d)(1)a of the City Code authorizes the Purchasing Agent to negotiate for services without using a competitive process where the Purchasing Agent determines there exists only one responsible source for the services.

B. The City requires a five-year contract for the services of Hurricane Electric, a Tier 1 Internet Service Provider Services (ISP), to add capacity and system reliability to the existing service for Connexion Broadband. Hurricane Electric is the only Tier 1 ISP in Cheyenne, a Tier 1 ISP allows direct access to the Internet backbone without being dependent on other third-party providers.

C. Hurricane Electric provides a divergent path towards Salt Lake City and away from Denver, which is where Connexion's other Tier 1 ISP resides, allowing true redundancy for Connexion services.

D. The Purchasing Agent has determined that Utilizing another ISP would require the one-time purchase of additional hardware and professional services for approximately \$60,000.

E. Contracting with Hurricane Electric for the additional capacity allows Connexion to use existing hardware and entails a one-time purchase of additional hardware for approximately \$7,500.

F. The cost of a five-year contract to procure these services is expected to reduce the cost of each circuit from \$6,600 to \$4,400 for a total of \$8,800 per month. The contract also allows for additional capacity to be purchased at the same discounted rate.

G. The Purchasing Agent and other City staff recommend the adoption of this Resolution.

H. The Purchasing Agent has submitted the requisite justification to the City Manager for approval and the City Manager has reviewed and approved this justification.

I. Section 8-161(d)(3) of the City Code requires prior approval of this purchase as it exceeds \$200,000.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS that the City Council hereby authorizes the Purchasing Agent to

negotiate and enter into an agreement with Hurricane Electric for up to five years for services in connection with increasing capacity and system reliability to the existing service for Connexion Broadband, and further approves this action as an exception to the City's competitive purchasing process requirements, for the reasons set forth herein.

Passed and adopted on November 19, 2024.

Mayor

ATTEST:

City Clerk

Effective Date: November 19, 2024
Approving Attorney: Yvette Lewis-Molock