

(ATTACHMENT 5) ACTION ON THE AWARD OF PROFESSIONAL SERVICES CONTRACTS

Contract Number: C026051
Vendor Number: V028416

**MILWAUKEE BOARD OF SCHOOL DIRECTORS
CONTRACT FOR LEASED METRO ETHERNET SERVICES
THIRD EXTENSION & MODIFICATION**

On January 31, 2017, the Milwaukee Board of School Directors (“MPS”) and Time Warner Cable Business, LLC entered into Contract number C026051 with an Initial Term of July 1, 2017 through June 30, 2018 (“Initial Term”). The Contract, (¶ 2C), provides for four additional one-year extensions to be exercised solely in the discretion of MPS. MPS exercised the first extension year and the Contract was extended for a second term, from July 1, 2018 through June 30, 2019 (“First Extension”). MPS exercised the second extension year and the Contract was extended for a third term, from July 1, 2019 through June 30, 2020. MPS has decided to exercise the third extension year and the parties now mutually agree to extend the Contract for the third additional one-year term.

As such, the Contract will be extended for a fourth term, from July 1, 2020 through June 30, 2021 (“Year 4”), under the same terms and conditions as set forth in the original Contract, First Extension and Second Extension, except for those specifically set forth below. Exhibit 3 to the Contract, which remains unchanged, is attached hereto for reference.

In accordance with ¶ 19 of the Contract, the parties modify the term identified below.

MODIFIED TERM:

1. Paragraph 2 of the Contract is modified as follows: subparagraph 2Aiii is added which states “Year 4. This Contract shall be extended for a fourth term from July 1, 2020 through June 30, 2021.”
2. Paragraph 3 of the Contract is modified as follows: subparagraph 3Aiii is added which states “Year 4. The total costs of the services under this Contract shall not exceed \$6,170,700 in the term from July 1, 2020 through June 30, 2021.”

IN WITNESS WHEREOF, the parties hereto have executed this Third Extension & Modification on the date noted below the signature of Milwaukee Board of School Directors’ President, Larry Miller.

TIME WARNER CABLE BUSINESS, LLC

MILWAUKEE BOARD OF SCHOOL DIRECTORS

By: _____

By: _____

*Keith P. Posley, Ed.D.
Superintendent of Schools*

Date: _____

Date: _____

1320 North Dr. Martin Luther King Jr. Drive
Milwaukee, WI 53212

By: _____

*Larry Miller, President
Milwaukee Board of School Directors*

Tax ID: XXXXXXXXXX

Date: _____

Budget code: PIN-0-0-TLN-DW-ETEL

**EXHIBIT 3
TO MILWAUKEE BOARD OF SCHOOL DIRECTORS CONTRACT**

FOR LEASED METRO ETHERNET SERVICES

Tab A: Cost Proposal

Complete the Cost Proposal Worksheet as provided by MPS. Service Provider must include all costs it will attempt to charge MPS, including mandatory regulatory fees, allowable taxes, etc. Note that MPS will not pay pass-thrus for which it is exempt, such as Federal Excise and Wisconsin Sales Taxes or non-mandatory pass-thrus such as Regulatory Cost Recovery Fees. Costs for services plus any mandatory regulatory fees and/or allowable taxes must be fully set forth on the Cost Proposal Worksheet such that they are reflected in the total cost. The basis for or the assumptions underlying any mandatory regulatory fees and/or allowable taxes must be fully explained.

Failure to fill this form out completely may result in rejection of the RFP Proposal. If the Cost Proposal Worksheet form is insufficient to fully set forth the Service Provider's total cost, the Service Provider may raise questions using the Communications/Questions process as set forth in Section 5.1.

Spectrum Enterprise Response:

Spectrum Enterprise acknowledges and complies.

Cost Proposal Worksheet – Leased Metro Gigabit Ethernet – Pricing Model #1** (Provide in Tab A)						
	E-rate Eligible Monthly Cost Per	Installation Cost per Circuit (if	E-rate Eligible Mandatory Surcharges/Fees (if applicable)	Cost Basis upon which to apply E-rate Eligible Mandatory Surcharges/Fees (if applicable)	E-rate Ineligible Monthly Cost Per	Identify Ineligible
500 Mbps	\$975	\$0	\$0	\$975	\$0	N/A
1 Gbps	\$1,000	\$0	\$0	\$1,000	\$0	N/A
2 Gbps	\$2,000	\$0	\$0	\$2,000	\$0	N/A
4 Gbps	\$3,000	\$0	\$0	\$3,000	\$0	N/A
6 Gbps	\$4,250	\$0	\$0	\$4,250	\$0	N/A
10 Gbps	\$6,000	\$0	\$0	\$6,000	\$0	N/A
20 Gbps	\$12,000	\$0	\$0	\$12,000	\$0	N/A
200 Gbps	\$90,000	\$0	\$0	\$90,000	\$0	N/A

* Please note that the expectation is that the capacities required at the time of service start will be those outlined in the column labeled "Minimum Bandwidth Capacities" but may also include those outlined in the column labeled "Additional Bandwidth Increments" in RFP Item 2.1. Service Provider responses will be evaluated based on the evaluation criteria in Proposal Item 7.0, with 32% of the points being assigned to Pricing Model #1 plus 8% of the points being assigned to pricing Model

Cost Proposal Worksheet – Leased Metro Gigabit Ethernet – Pricing

Model #2 (Provide in Tab A)**

	E-rate Eligible Monthly Cost Per Site	Installation Cost per Circuit (if applicable)	E-rate Eligible Mandatory Surcharges/Fees (if applicable)	Cost Basis upon which to apply E-rate Eligible Mandatory Surcharges/Fees (if applicable)	E-rate Ineligible Monthly Cost Per Site	Identify Ineligible Items
3 Gbps	\$2,500	\$0	\$0	\$2,500	\$0	N/A
5 Gbps	\$3,750	\$0	\$0	\$3,750	\$0	N/A
8 Gbps	\$4,750	\$0	\$0	\$4,750	\$0	N/A
12 Gbps	\$7,200	\$0	\$0	\$7,200	\$0	N/A
14 Gbps	\$8,400	\$0	\$0	\$8,400	\$0	N/A
18 Gbps	\$10,800	\$0	\$0	\$10,800	\$0	N/A
22 Gbps	\$13,200	\$0	\$0	\$13,200	\$0	N/A
30 Gbps	\$18,000	\$0	\$0	\$18,000	\$0	N/A
40 Gbps	\$24,000	\$0	\$0	\$24,000	\$0	N/A
50 Gbps	\$30,000	\$0	\$0	\$30,000	\$0	N/A
60 Gbps	\$36,000	\$0	\$0	\$36,000	\$0	N/A
80 Gbps	\$48,000	\$0	\$0	\$48,000	\$0	N/A
100 Gbps	\$60,000	\$0	\$0	\$60,000	\$0	N/A
250 Gbps	\$112,500	\$0	\$0	\$112,500	\$0	N/A
300 Gbps	\$135,000	\$0	\$0	\$135,000	\$0	N/A
350 Gbps	\$157,500	\$0	\$0	\$157,500	\$0	N/A
400 Gbps	\$180,000	\$0	\$0	\$180,000	\$0	N/A
450 Gbps	\$202,500	\$0	\$0	\$202,500	\$0	N/A
500 Gbps	\$225,000	\$0	\$0	\$225,000	\$0	N/A
550 Gbps	\$247,500	\$0	\$0	\$247,500	\$0	N/A
600 Gbps	\$270,000	\$0	\$0	\$270,000	\$0	N/A

**Please note that the expectation is that the capacities required for any voluntary extension period(s) may, in addition to those capacities identified in cost Pricing Model #1, be those outlined in this Pricing Model # 2. Service Provider responses will be evaluated based on the evaluation criteria in Proposal Item 7.0, with 32% of the points being assigned to Pricing Model #1 plus 8% of the points being assigned to pricing Model #2 for a total of 40% of the total points being assigned to price as the primary factor.