

October 28, 2024

TO: Tim McDermott, Director
Legislative Services Agency

FROM: Steve Olson, Chair
Iowa Telecommunications and Technology Commission

Re: Maintenance Contracts Report

Pursuant to Iowa Code section 8D.3(3)(g), the Iowa Telecommunications and Technology Commission (ITTC) is required to review existing maintenance contracts and past contracts to determine vendor capability to perform the obligations under the contracts. The ITTC is also directed to report the performance of all vendors under each contract and make recommendations to the General Assembly concerning continued funding for the contracts. As required, the ITTC reports the following:

Parts I and II Maintenance Contract: The Iowa Communications Network (ICN) is under contract with Fiberutilities Network Services (FNS), a subsidiary of Fiberutilities Group, for maintenance and operational support for the state-owned portion of the Network.

Since the effective date of January 1, 2015, the ICN and FNS have both continued to improve standard operating procedures for the benefit of the Network and the customers it serves. The contract provides that the Scope of Services may be revised, replaced, amended or deleted at any time during the term of the contract to reflect changes in service or performance standards. Contract amendments require continued cooperation between the ICN and FNS. Demonstrated maintenance support by FNS under the contract is satisfactory. Based upon the performance of FNS, the contract was renewed for a third 5-year term as permitted under the terms of the contract. The third 5-year term will commence on January 1, 2025.

Part III Service Contracts: The ICN actively monitors the delivery of 250 Ethernet/Internet service agreements from vendors awarded contracts by competitive bid. ICN continues to competitively bid for service as the contracts expire or new locations are identified.

Other Maintenance Contracts: The ICN has reviewed performance under the remaining maintenance contracts and found the performance of contracted maintenance service vendors to be satisfactory and fulfilling ICN requirements.

Recommendation: Finding that our contracted maintenance service vendors are capable of performing their contracted obligations, the Commission recommends and intends to continue funding for all contracts.

Fees received for ICN services make up the majority of the revenue received by the ICN from which the costs of contracted maintenance are paid.