

Name of Contract: Northwest Regional Data Center

Board Item

(Florida State University is the Administrative Host,  
Fiscal Agent, and Contracting Entity)

Board Meeting Date

### CONTRACT REVIEW CHECKLIST

**Contract Terms:**

Comments

Term (Duration of Contract)	April 15, 2012 to June 30, 2013; Please refer to Section 1.3 and Page 8 of original agreement.
Termination Clause	If SB wishes to discontinue the Agreement at the end of the term, SB must submit the request in writing no later than 180 days before the end of the Term. If the notice is not provided, NWRDC, at its sole discretion, may renew; Please refer to Section 1.3 of the original agreement. Both parties may unilaterally cancel for the other's refusal to allow access to public records; Please refer to Section 4.2 of the original agreement.
Insurance /Indemnification	Insurance: Please refer to Section 2.5 of the original agreement. Liability: Please refer to Section 4.3 of the original agreement.
Liability issues	If NWRDC, as part of its necessary performance and service to SB, has been required to purchase equipment, licenses and/or certificates as documented in either the SOW or approved change order, SB agrees to continue to be financially liable for outstanding amount due for the equipment, the duration of the license and/or certificates, even though SB has terminated the services; Please refer to Section 1.3 of the original agreement. Billing Methodology: Please refer to Section 1.4 of the original agreement. Service Level: Please refer to Section 2 of the original agreement.
Confidentiality Provision	Please refer to Sections 2.4 and 4.2 of the original agreement.
Warranties	Service Level: Please refer to Section 2 of the original agreement.
Labor Issues	Please refer to Sections 4.6 and 4.7 of the original agreement
Disclaimers	None
Background Screening	N/A
Commercial Non-Discrimination per Policy 6.144	N/A
Governing Law & Venue	Governing Law: Florida; Venue: Leon Co.; Please refer to Section 4.1 of the original agreement.

**Business Principles:**

Comments

Fees	Annual Fee: \$64,306.00; Please refer to Change Order #PBCS01 for Attachment B
Payment Terms, i.e. --Lump sum, installments --Late fees	\$5,358.83 per month; Please refer to Change Order #PBCS01 for Attachment B

**Other Issues:**

Comments

Beneficial Interest Affidavit	N/A
Non-Negotiable Issues	None
Miscellaneous Issues	None

*Kalvin [Signature]* 11/2/12