



## Arlington Public Schools

Procurement Office  
2110 Washington Blvd., Arlington, VA 22204 • Phone: (703) 228-6123 • Fax: (703) 841-0681  
[www.apsva.us](http://www.apsva.us)

January 21, 2020

Via Email

Crown Castle Fiber LLC  
Attn: Robert Bempohl  
1220 Augusta Drive, Suite 600  
Houston, TX 77057  
[robert.bempohl@crowncastle.com](mailto:robert.bempohl@crowncastle.com)

Subject: E-Rate Internet Access – Contract 28FY16 Amendment No. 3

Dear Mr. Bempohl:

On June 30, 2020, the above cited Contract between your firm and Arlington Public Schools will expire. Attached is Amendment No. 3 to renew the Contract for one (1) year at the existing prices or discounts. The renewal shall be effective from July 1, 2020, and shall remain valid through June 30, 2021. This Amendment constitutes the first of five (5) one-year renewal options with four (4) renewal options remaining. In addition, Section 7 Contract Amount is revised as attached. All other terms and conditions shall remain unchanged.

In addition, please have your insurance provider send a current Certificate of Insurance (COI) to my attention via email to [kimberly.young@apsva.us](mailto:kimberly.young@apsva.us). Please be sure the COI references the subject Contract number in the description, and lists APS as Certificate Holder.

Please indicate your acceptance by having an officer of your firm sign and return the acceptance portion attached. Upon receipt, this office will sign and execute the amendment and return one copy to your office.

Sincerely,

Kimberly Young  
Senior Procurement Specialist

Enclosure



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### Amendment No. 3

**Subject:** E-Rate Internet Access – Contract 28FY16 Amendment No. 3

**Contractor:**  
Crown Castle Fiber LLC  
Attn: Robert Bempohl  
1220 Augusta Drive, Suite 600  
Houston, TX 77057  
[robert.bempohl@crowncastle.com](mailto:robert.bempohl@crowncastle.com)

**Contract:**  
28FY16

By mutual agreement, Contract No. 28FY16 is renewed for one (1) year at existing prices or discounts. The renewal shall be effective from July 1, 2020, and shall remain valid through June 30, 2021. This Amendment constitutes the first of five (5) one-year renewal options with four (4) renewal options remaining. In addition, Section 7 Contract Amount is revised as follows:

7. Contract Amount

APS will pay the Contractor in accordance with the terms of the Payment paragraph, and Exhibit C for the Contractor's completion of the Accepted work described and required in the Contract Documents. The Contractor agrees that it shall complete the Work for the total Contract Amount specified in this section unless such amount is modified as provided in this Agreement. The Contract Amount includes the entire Contractor's overhead, fees (profit) and reimbursable expenses.

The Contractor warrants that the unit prices stated herein shall remain firm from the date of award through June 30, 2017. If consideration is to be given to adjusting the price after the June 30, 2017, the price may be adjusted only upon approval of a written request to the Procurement Agent. Upon receipt of the Contractor's request, APS shall make a determination to approve or adjust the requested price increase based upon its investigations and the information provided by the Contractor. Any price adjustment agreed to shall take place only in accordance with the schedule defined above.

The request for an adjustment in the price shall include as a minimum, (1) the cause for the adjustment; (2) proposed effective date; and, (3) the amount of the adjustment requested with documentation to support the requested adjustment (i.e., appropriate Bureau of Labor Statistics index, change in manufacturer's price, etc.)

The request must be received at least thirty (30) days prior to the effective date of the expiration of the Initial Agreement or Renewal Contract Term and shall become effective only upon approval by the Procurement Agent. The adjusted price shall not apply to orders received by the Contractor prior to the effective date of the approved increased price. Orders placed via Purchase Order, shall be considered to have been received by the Contractor after the fifth (5th) calendar day following the date issuance. The Procurement Agent may cancel, without liability to either party, any portion of the Contract affected by the requested adjustment and any materials, supplies or Services undelivered at the time of such cancellation.

This Contract may be renewed by written notice given by APS at any time prior to thirty (30) Days after expiration of the preceding Renewal Contract Term.

All other terms and conditions shall remain unchanged.

**Arlington Public Schools**

**Crown Castle Fiber LLC**

Authorized Signature: David Webb

Authorized Signature: Lisa Gugliada

Printed Name: David J. Webb, C.P.M.  
Procurement Director /

Printed Name: Lisa Gugliada

Title: Procurement Agent

Title: Deputy General Counsel - Fiber

Date: February 4, 2020

Date: 2/1/2020