

Insight Public Sector, Inc.

SECOND AMENDMENT TO MICROSOFT ENTERPRISE AGREEMENT #3301

THIS SECOND AMENDMENT to that Microsoft Enterprise Agreement #3301 made and entered into by and between the County of El Dorado, a political subdivision of the State of California (hereinafter referred to as "County"), and Insight Public Sector, Inc., an Illinois corporation duly qualified to conduct business in the State of California, whose principal place of business is 6820 South Harl Avenue, Tempe, Arizona 85283 (hereinafter referred to as "Reseller");

RECITALS

WHEREAS, Reseller has been engaged by County to provide Microsoft licenses and technical support services for its Information Technologies Department, pursuant to Agreement #3301, dated October 4, 2018;

WHEREAS, County as an enrolled affiliate was originally utilizing the County of Riverside's Master Microsoft Enterprise Agreement #01E73970 via the County of Riverside's Participating Agreement #RIVCO-20800-015-12/19 dated November 8th, 2016 with PCMG, Inc.;

WHEREAS, on October 22, 2019 County of Riverside entered into a new Microsoft Enterprise Agreement #8084445 with the Microsoft Corporation and approved the award of ten Licensing Solution Provider Agreements to ten authorized Licensing Solution Providers ("Microsoft Resellers") as the result of competitive Request for Qualifications #RIVCO-2020-RFQ-0000048, for the period of November 1, 2019 through October 31, 2021;

WHEREAS, the awarded Microsoft Resellers included PCMG, Inc. (Licensing Solution Provider Agreement No. PSA-0001527) and Insight Enterprises, Inc. (Licensing Solution Provider Agreement No. PSA-0001526);

WHEREAS, County transitioned from the County of Riverside's Participating Agreement #RIVCO-20800-015-12/19 to the new PCMG Licensing Solution Provider Agreement No. PSA-0001527 that is valid November 1, 2019 through October 31, 2021;

WHEREAS, Insight Enterprises, Inc. subsequently acquired PCMG, Inc. in a merger transaction, whereby PCMG, Inc. became a wholly owned subsidiary of Insight Enterprises, Inc. Reseller is an indirect wholly owned subsidiary of Insight Enterprises, Inc. and assumed all of PCMG, Inc.'s duties, responsibilities, and obligations using their own Licensing Solution Provider Agreement No. PSA-0001526;

WHEREAS, County of Riverside and Reseller extended the term of Licensing Solution Provider Agreement No. PSA-0001526 through October 31, 2024 by means of the First Amendment to the Licensing Solution Provider Agreement dated April 1, 2020;

WHEREAS, the parties hereto desire to amend the Agreement to extend the expiration date for three (3) additional years to August 31, 2024 to stay within the effective dates specified in the First Amendment to the Licensing Solution Provider Agreement No. PSA-0001526;

WHEREAS, the parties hereto desire to amend the Agreement to increase the compensation amount by \$2,100,000;

NOW, THEREFORE, in consideration of the foregoing and the mutual promises and covenants hereinafter contained, County and Reseller mutually agree to amend the terms of the Agreement in this Second Amendment to Microsoft Enterprise Agreement #3301 on the following terms and conditions:

- I. This Microsoft Enterprise Agreement, as amended, shall be effective through August 31, 2024.
- II. This Amendment authorizes County to increase the compensation amount by \$2,100,000 to make expenditures to Reseller for the remaining term of the Microsoft Enterprise Agreement resulting in a new not-to-exceed amount of \$4,158,958.18.

Except as herein amended, all other parts and sections of Microsoft Enterprise Agreement #3301 shall remain unchanged and in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Second Amendment to Microsoft Enterprise Agreement for Services #3301 on the dates indicated below.

-- COUNTY OF EL DORADO --

By: _____

Dated: _____

Board of Supervisors
"County"

Attest:
Kim Dawson
Clerk of the Board of Supervisors

By: _____

Dated: _____

Deputy Clerk

-- INSIGHT PUBLIC SECTOR, INC. --

By: *Lisanne Steinheiser*

Dated: 08/09/2021

Lisanne Steinheiser
Global Compliance Officer
"Reseller"