

AMENDMENT NO. 1 TO CONTRACT NO. MNWNC-103

THIS AMENDMENT is by and between the State of Minnesota, acting through its commissioner of Administration ("State"), and ByteSpeed, 3131 24th Ave S, Moorhead, MN 56560 ("Contract Vendor").

WHEREAS, the State has a Contract with the Contract Vendor identified as Contract No. MNNVP-133, April 1, 2015, through March 31, 2017 ("Contract"), to provide Computer Equipment: (Desktops, Laptops and Tablets, including Related Peripherals and Services); and

WHEREAS, Minn. Stat. § 16C.03, subd. 5, affords the commissioner of Administration, or delegate pursuant to Minn. Stat. § 16C.03, subd. 16, the authority to amend contracts; and

WHEREAS, the terms of the Contract allow the State to amend the Contract as specified herein, upon the mutual agreement of the Materials Management Division and the Contract Vendor in a fully executed amendment to the Contract.

NOW, THEREFORE, it is agreed by the parties to amend the Contract as follows:

1. That Contract No. MNWNC-103 is extended through March 31, 2020, at the same terms and conditions.
2. The Contract Vendor shall provide Computer Equipment: (Desktops, Servers, and Storage including Related Peripherals and Services) at the prices set forth on the attached Exhibit B, Pricing Schedule.

This Amendment is effective beginning April 1, 2017, or upon the date that the final required signatures are obtained, whichever occurs later, and shall remain in effect through contract expiration, or until the Contract is canceled, whichever occurs first.

Except as herein amended, the provisions of the Contract between the parties hereto are expressly reaffirmed and remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Amendment to be duly executed intending to be bound thereby.

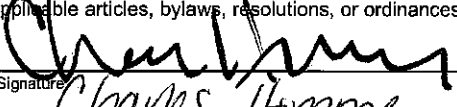
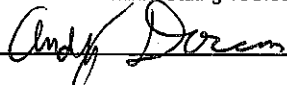
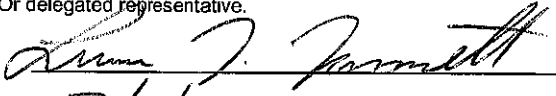
<p>1. BYTESPEED The Contractor certifies that the appropriate person(s) have executed this Amendment on behalf of the Contractor as required by applicable articles, bylaws, resolutions, or ordinances.</p> <p>By: <u></u> Signature <u>Charles Hamme</u> Printed Name</p> <p>Title: <u>President</u></p> <p>Date: <u>Feb. 28, 2017</u></p> <p>By: _____ Signature</p> <p>Printed Name _____</p> <p>Title: _____</p> <p>Date: _____</p>	<p>2. OFFICE OF STATE PROCUREMENT In accordance with Minn. Stat. § 16C.03, subd. 3.</p> <p>By: <u></u> Title: <u>Acquisition Management Specialist</u></p> <p>Date: <u>3/3/17</u></p> <p>3. COMMISSIONER OF ADMINISTRATION Or delegated representative.</p> <p>By: <u></u> Date: <u>3/6/2017</u></p>
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EXHIBIT B: Pricing Schedule



COMPUTER EQUIPMENT 2014-2020 Updated 04/01/2017



MINNESOTA WSCA-NASPO MASTER AGREEMENT AWARD

Part#	Category Code	Band	Category	Description	Base List Price	WSCA Price	WSCA Discount	EPEAT Status	Energy Star Status
NASPO-NUCCPYH	1M	1	Desktop	NUC5 Celeron-CPYH Desktop	\$540.00	\$459.00	15%	Approved	
NASPO-NUCPPYH	1M	1	Desktop	NUC5 Pentium-PPYH Desktop	\$609.00	\$517.00	15%	Approved	
NASPO-NUC5MYHE	1M	1	Desktop	NUC5 i5-MYHE Desktop	\$949.00	\$806.00	15%	Approved	
NASPO-NUC6i3SYH	1M	1	Desktop	NUC6 i3-SYH Desktop	\$729.00	\$619.00	15%	Approved	
NASPO-NUC6i5SYH	1M	1	Desktop	NUC6 i5-SYH Desktop	\$865.00	\$735.00	15%	Approved	
Upgrade to 8GB of RAM	1M	1	Desktop	Desktop RAM	\$40.00	\$34.00	15%	Approved	
Upgrade to 16GB of RAM	1M	1	Desktop	Desktop RAM	\$80.00	\$68.00	15%	Approved	
Upgrade to 256GB SSD	1M	1	Desktop	Desktop Hard Drive	\$46.00	\$39.00	15%	Approved	
Upgrade to 512GB SSD	1M	1	Desktop	Desktop Hard Drive	\$143.00	\$121.00	15%	Approved	
Upgrade to 1TB SSD	1M	1	Desktop	Desktop Hard Drive	\$410.00	\$348.00	15%	Approved	
Upgrade to 500GB Hybrid HDD	1M	1	Desktop	Desktop Hard Drive	\$18.00	\$15.00	15%	Approved	
Upgrade to 1TB Hybrid HDD	1M	1	Desktop	Desktop Hard Drive	\$40.00	\$34.00	15%	Approved	
Wireless Card for NUC5 i5-MYHE only	1M	1	Desktop	Desktop Wireless Card (NUC5 i5-MYHE Only)	\$30.00	\$25.00	15%	Approved	
1U Rack	4M	4	Server	ByteSpeed NASPO 1U Rackmount Server	\$2,368.00	\$2,013.00	15%	NA	Approved
2U Rack	4M	4	Server	ByteSpeed NASPO 2U Rackmount Server	\$5,921.00	\$5,032.00	15%	NA	Approved

EXHIBIT B: Pricing Schedule

THIRD PARTY PRICE LIST

Part#	Category Code	Band	Category	Description	Base List Price	WSCA Price	WSCA Discount	EPEAT Status
75S2283	1-5ETPM	1 and 4	Monitor	MONITOR, ASUS 21.5" LED LCD 16:9 5MS	\$141.00	\$134.00	5%	Approved
75S2401	1-5ETPM	1 and 4	Monitor	MONITOR, ASUS 24" LED LCD W/SPKRS 1920x1080	\$202.00	\$192.00	5%	Approved
75S1939	1-5ETPM	1 and 4	Monitor	MONITOR, ASUS 19" LED LCD BLK VGA DVI	\$121.00	\$115.00	5%	Approved
TZ5-00001	1-5ETPM	3 rd Party	Tablet	Microsoft Surface Pro 4 6th Gen m3, 4gb, 128gb,	\$1,151.00	\$1,093.00	5%	Approved
TZ6-00001	1-5ETPM	3 rd Party	Tablet	Microsoft Surface Pro 4 6th Gen i5, 4gb, 128gb,	\$1,263.00	\$1,200.00	5%	Approved
U29-00001	1-5ETPM	3 rd Party	Tablet	Microsoft Surface Pro 4 6th Gen i7, 8gb, 256gb,	\$1,896.00	\$1,801.00	5%	Approved

STATE OF MINNESOTA – WORKFORCE CERTIFICATE INFORMATION

Required by state law for ALL bids or proposals that could exceed \$100,000

Complete this form and return it with your bid or proposal. The State of Minnesota is under no obligation to delay proceeding with a contract until a company becomes compliant with the Workforce Certification requirements in Minn. Stat. §363A.36.

BOX A – MINNESOTA COMPANIES that have employed more than 40 full-time employees within this state on any single working day during the previous 12 months, check one option below:

- ☒ Attached is our current Workforce Certificate issued by the Minnesota Department of Human Rights (MDHR).
- ☐ Attached is confirmation that MDHR received our application for a Minnesota Workforce Certificate on _____ (date).

BOX B – NON-MINNESOTA COMPANIES that have employed more than 40 full-time employees on a single working day during the previous 12 months in the state where it has its primary place of business, check one option below:

- ☐ Attached is our current Workforce Certificate issued by MDHR.
- ☐ We certify we are in compliance with federal affirmative action requirements. Upon notification of contract award, you must send your federal or municipal certificate to MDHR at compliance.MDHR@state.mn.us. If you are unable to send either certificate, MDHR may contact you to request evidence of federal compliance. The inability to provide sufficient documentation may prohibit contract execution.

BOX C – EXEMPT COMPANIES that have not employed more than 40 full-time employees on a single working day in any state during the previous 12 months, check option below if applicable:

- ☐ We attest we are exempt. If our company is awarded a contract, we will submit to MDHR within 5 business days after the contract is fully signed, the names of our employees during the previous 12 months, the date of separation, if applicable, and the state in which the persons were employed. Send to compliance.MDHR@state.mn.us.

By signing this statement, you certify that the information provided is accurate and that you are authorized to sign on behalf of your company.

Name of Company: Buck Speed Date: February 28, 2017
Authorized Signature: [Signature] Telephone number: 877-553-0777
Printed Name: Charles Hamme Title: President

For assistance with this form, contact:

Minnesota Department of Human Rights, Compliance Services

Web: <http://mn.gov/mdhr/>

Email: compliance.mdhr@state.mn.us

TC Metro: 651-539-1095

Toll Free: 800-657-3704

TTY: 651-296-1283



Minnesota Department of
HUMAN RIGHTS

CERTIFICATE OF COMPLIANCE

BYTESPEED LLC is hereby certified as a contractor by the Minnesota Department of Human Rights. This certificate is valid from 1/23/2014 to 1/23/2018.

This certification is subject to revocation or suspension prior to its expiration if the department issues a finding of noncompliance or if your organization fails to make a good faith effort to implement its affirmative action plan.

Minnesota Department of Human Rights

FOR THE DEPARTMENT BY:

Kevin M. Lindsey, Commissioner

AN EQUAL OPPORTUNITY EMPLOYER