

STATE OF NEBRASKA CONTRACT AMENDMENT

State Purchasing Bureau
1526 K Street, Suite 130
Lincoln, Nebraska 68508

Telephone: (402) 471-6500
Fax: (402) 471-2089

CONTRACT NUMBER
14314 OC

PAGE 1 of 2	ORDER DATE 07/08/21
BUSINESS UNIT 9000	BUYER JOY FISCHER (AS)
VENDOR NUMBER: 2217812	
VENDOR ADDRESS: HEWLETT PACKARD ENTERPRISE COMPANY 6280 AMERICA CENTER DR SAN JOSE CA 95002-0000	

AN AWARD HAS BEEN MADE TO THE CONTRACTOR NAMED ABOVE FOR THE FURNISHING OF MATERIALS AND/OR SERVICES AS LISTED BELOW FOR THE PERIOD:

AUGUST 01, 2021 THROUGH JULY 31, 2022

NO ACTION ON THE PART OF THE CONTRACTOR NEEDS TO BE TAKEN AT THIS TIME. ORDERS FOR THE MATERIALS AND/OR SERVICES WILL BE MADE AS NEEDED BY THE VARIOUS AGENCIES OF THE STATE.

THIS CONTRACT IS NOT AN EXCLUSIVE CONTRACT TO FURNISH THE MATERIALS AND/OR SERVICES SHOWN BELOW, AND DOES NOT PRECLUDE THE PURCHASE OF SIMILAR MATERIALS AND/OR SERVICES FROM OTHER SOURCES.

THE STATE RESERVES THE RIGHT TO EXTEND THE PERIOD OF THIS CONTRACT BEYOND THE TERMINATION DATE WHEN MUTUALLY AGREEABLE TO THE CONTRACTOR AND THE STATE OF NEBRASKA.

Originally awarded from NASPO ValuePoint Contract MNNVP-134.

Supply and deliver Computer Equipment (Server and Storage), Peripherals and Related Services, FOB Destination, to the State of Nebraska per the following Contract Information and attached Participating Addendum.

Hewlett Packard Enterprise website: <https://government.b2b.hpe.com/hpe/Contracts/NASPOVP-online>

Hewlett Packard Enterprise NASPO ValuePoint website: <https://naspovaluepoint.org/portfolio/computer-equipment-peripherals-related-services-2015-2021/hewlett-packard-enterprise/>

The Hewlett Packard Enterprise NASPO ValuePoint website will assist you with contact information, product and service information, product configuration, pricing, how to order, warranty support, etc.

The State Purchasing Bureau encourages agencies to contact the designated Inside Sales Representative/Account Representative to learn more about special promotions, and to obtain volume discount quotes.

The following configuration limits apply to this contract:

Server: \$500,000
Storage: \$500,000

The dollar limits identified above are based on a SINGLE computer configuration. This is NOT a restriction on the purchase of multiple configurations (e.g. an entity could purchase 3 Servers for a total purchase price of \$750,000).

The Purchase Order must include the State of Nebraska NASPO ValuePoint Contract #14314 OC and the Hewlett Packard Enterprise NASPO ValuePoint Master Agreement Number MNNVP-134.

Leasing is outside the scope of the NASPO ValuePoint Agreement and this contract.

Political Subdivisions are responsible for processing Purchase Orders directly with the contracted vendor.

(For the File: This RFP and Contract are bid and awarded by the State of Minnesota. All backup bids, etc., are retained by the State of Minnesota, Department of Administration, Materials Management Division.)

DocuSigned by:
Joy Fischer 7/13/2021 DS
8D62163E69C-A4C7-PRK 7/13/2021
DocuSigned by:
Amara Block 7/13/2021
4CFF2711182A4A2...
BUYER
MATERIEL ADMINISTRATOR

STATE OF NEBRASKA CONTRACT AMENDMENT

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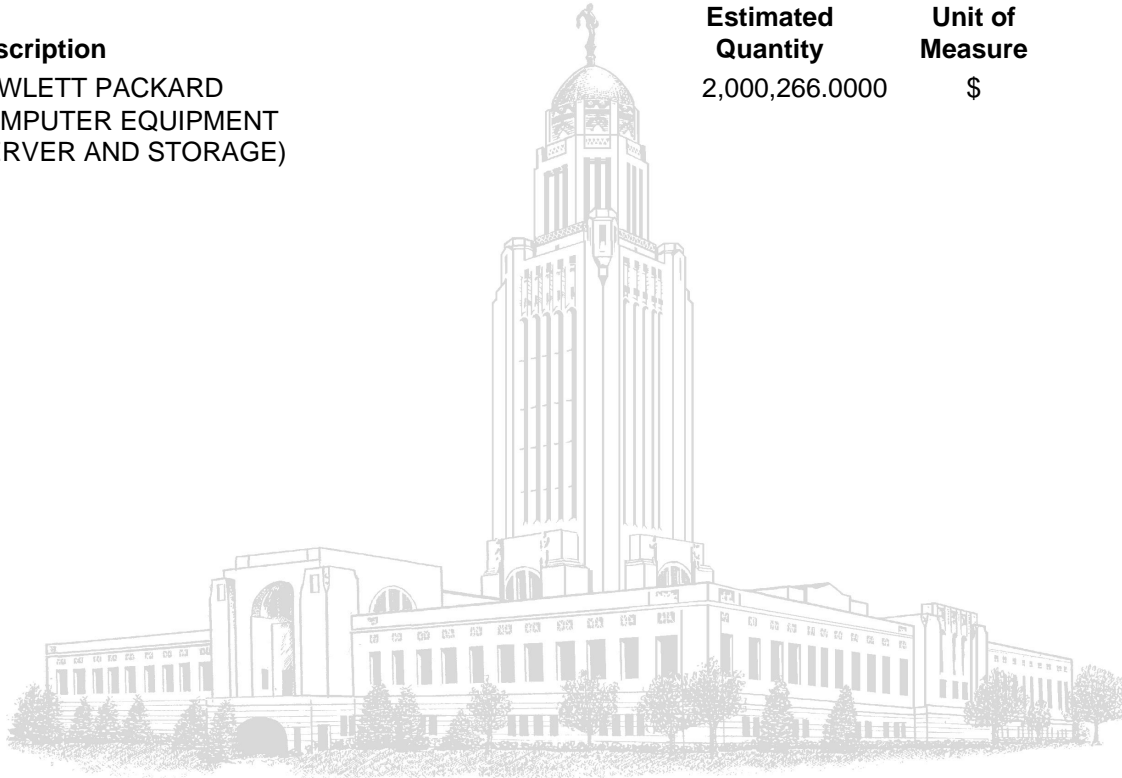
PAGE 2 of 2		ORDER DATE 07/08/21	
BUSINESS UNIT 9000		BUYER JOY FISCHER (AS)	
VENDOR NUMBER: 2217812			

(For the File: The NASPO ValuePoint/Hewlett Packard Enterprise Master Price Agreement contract period was effective on April 1, 2015. The NASPO/ValuePoint/Hewlett Packard Enterprise Participating Addendum became effective on September 1, 2015.)

Vendor Contact: Stacey Pierce
 Phone: 501-205-6277
 Email: Stacey.pierce@hpe.com

PARTICIPATING ADDENDUM AMENDMENT FOUR (4) AS ATTACHED. (7/8/21 sc)

Line	Description	Estimated Quantity	Unit of Measure	Unit Price
1	HEWLETT PACKARD COMPUTER EQUIPMENT (SERVER AND STORAGE)	2,000,266.0000	\$	1.0000



DS
JF

BUYER INITIALS

**PARTICIPATING ADDENDUM
Amendment Four
NASPO ValuePoint COOPERATIVE PURCHASING PROGRAM
Computer Equipment
Administered by the State of Minnesota (hereinafter “Lead State”)**

MASTER AGREEMENT
Master Agreement No: MNNVP-134
Hewlett Packard Enterprise
(hereinafter “Contractor”)
And
State of Nebraska
(hereinafter “Participating State/Entity”)

Participating State Contract Number 14314 OC

THIS AMENDMENT is by and between the State of Nebraska (“Participating State/Entity”), and Hewlett Packard Enterprise (Contractor).

WHEREAS, the Lead State has a Contract with the Contractor identified as No. MNNVP-134 to provide Computer Equipment, the State of Nebraska has entered into a Participating Addendum (PA) with the Contractor identified as 14314 OC.

WHEREAS, the terms of the Contract specifically state that the contract may be amended per agreement by both parties. The State of Nebraska wishes to continue to take advantage of existing contract.

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

CHANGES: The purpose of this Amendment Four is as follows:

- a. Contract Period: Extended from August 1, 2021 through July 31, 2022.
- b. Vendor contact information is hereby deleted and replaced by:

Vendor Contact: Stacey Pierce
Phone: 501-205-6277
Email: Stacey.pierce@hpe.com

Terms and conditions inconsistent with, contrary or in addition to the terms and conditions of this Addendum and the Price Agreement, together with its exhibits, shall not be added to or incorporated into this Addendum or the Price Agreement and its exhibits, by any subsequent purchase order or otherwise, and any such attempts to add or incorporate such terms and conditions are hereby rejected. The terms and conditions of this Addendum and the Price Agreement and its exhibits shall prevail and govern in the case of any such inconsistent or additional terms. This Addendum applies only in the jurisdiction of the Participating State or Participating Entity which has executed this Addendum.

**PARTICIPATING ADDENDUM
Amendment Four
NASPO ValuePoint COOPERATIVE PURCHASING PROGRAM
Computer Equipment
Administered by the State of Minnesota (hereinafter "Lead State")**

MASTER AGREEMENT
Master Agreement No: MNNVP-134
Hewlett Packard Enterprise
(hereinafter "Contractor")
And
State of Nebraska
(hereinafter "Participating State/Entity")

Participating State Contract Number 14314 OC

IN WITNESS WHEREOF, the parties have executed this Addendum as of the date of execution by both parties below.

Participating State: State of Nebraska	Contractor: Hewlett Packard Enterprise
By: <small>DocuSigned by:</small> <i>Amara Block</i> <small>4CFE2711162A4A2...</small>	By: <small>DocuSigned by:</small> <i>Mary Reuss</i> <small>C6DEFFD991C64FE...</small>
Name: Amara Block	Name: Mary Reuss
Title: Acting Materiel Administrator	Title: Contract Negotiator
Date: 7/13/2021	Date: 7/7/2021



STATE OF MINNESOTA

Office of State Procurement
112 Administration Building
50 Sherburne Avenue
St. Paul, MN 55155
Voice: 651.296.2600
Fax: 651.297.3996



May 5, 2021

Mary A. Reuss
Hewlett Packard Enterprise
6280 America Center Drive
San Jose, CA 95002

Dear Ms. Reuss:

Please find enclosed Amendment 4 to NASPO Master Agreement No. MNNVP-134 for you to complete and return.

Using the DocuSign process, please have the attached document(s) signed and routed for the State's execution by **May 14, 2021**.

If the Amendment is not properly executed it will be returned to you. Upon receipt of the properly executed document, and after signatures are obtained from the appropriate State authorities, a copy of the completed Amendment will be sent to your company.

If you have any questions, please feel free to contact me.

Sincerely,

Andy Doran
IT Acquisitions Supervisor
Enclosure(s)

cc: Amanda Spolec
Stacey Pierce

AMENDMENT NO. 4 TO NASPO MASTER AGREEMENT NO. MNNVP-134

THIS AMENDMENT is by and between the State of Minnesota, acting through its Commissioner of Administration (“State”), and Hewlett Packard Enterprise, Hewlett Packard Enterprise, 6280 America Center Drive, San Jose, CA 95002 (“Contractor” or “Contract Vendor”).

WHEREAS, the State has a Contract with the Contractor identified as NASPO Master Agreement No. MNNVP-134, April 15, 2015, through July 31, 2021 (“Contract”), to provide Computer Equipment, Peripherals & Related 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 Office of State Procurement and the Contractor in a fully executed amendment to the Contract.

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

- 1. That NASPO Master Agreement No. MNNVP-134 is extended through July 31, 2022, at the same prices, terms, and conditions.

This Amendment is effective beginning August 1, 2021, 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. Hewlett Packard Enterprise 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>DocuSigned by: By: <u>Mary A. Reuss</u> <small>Signature</small> <u>Mary A. Reuss</u> <small>Printed Name</small></p> <p>Title: <u>Contract Negotiator</u></p> <p>Date: <u>5/5/2021</u></p> <p>By: _____ <small>Signature</small></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>DocuSigned by: By: <u>Elizabeth Randa</u> <small>742DE739C8ED492...</small></p> <p>Title: <u>Acquisition Management Specialist</u></p> <p>Date: <u>5/5/2021</u></p> <p>3. Commissioner of Administration Or delegated representative.</p> <p>DocuSigned by: By: <u>Andy Doran</u> <small>68D02A26D7604BA...</small></p> <p>Date: <u>5/6/2021</u></p>
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