

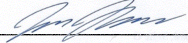

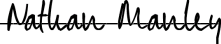
STATE OF COLORADO PRICE AGREEMENT AMENDMENT #1

SIGNATURE AND COVER PAGE

State Agency Department of Personnel and Administration, State Purchasing and Contracts Office	Original Contract Number 176794
Contractor National Car Charging LLC	Amendment Contract Number 183331
	Amendment Performance Beginning Date The Amendment Effective Date
	Contract Expiration Date August 31, 2024

THE PARTIES HERETO HAVE EXECUTED THIS AMENDMENT

Each person signing this Amendment represents and warrants that he or she is duly authorized to execute this Amendment and to bind the Party authorizing his or her signature.

CONTRACTOR National Car Charging LLC	STATE OF COLORADO Jared Polis, Governor Department of Personnel and Administration, State Purchasing and Contracts Office Tony Gherardini, Executive Director
DocuSigned by:  CD4C5FCEDFB8498... By: James Burness, CEO Date: <u>5/22/2023</u>	DocuSigned by:  EF458FDEB89E474... By: Sherri Maxwell, Chief Procurement Officer, or John Chapman, Sate Purchasing Manager Date: <u>5/23/2023</u>
In accordance with §24-30-202 C.R.S., this Amendment is not valid until signed and dated below by the State Controller or an authorized delegate.	
STATE CONTROLLER Robert Jaros, CPA, MBA, JD	
DocuSigned by: By  2BACCB34687446E... Nathan Manley Amendment Effective Date: <u>5/23/2023</u>	

1. PARTIES

This Amendment (the “Amendment”) to the Original Contract shown on the Signature and Cover Page for this Amendment (the “Contract”) is entered into by and between the Contractor, and the State.

2. TERMINOLOGY

Except as specifically modified by this Amendment, all terms used in this Amendment that are defined in the Contract shall be construed and interpreted in accordance with the Contract.

3. AMENDMENT EFFECTIVE DATE AND TERM

A. Amendment Effective Date

This Amendment shall not be valid or enforceable until the Amendment Effective Date shown on the Signature and Cover Page for this Amendment. The State shall not be bound by any provision of this Amendment before that Amendment Effective Date, and shall have no obligation to pay Contractor for any Work performed or expense incurred under this Amendment either before or after of the Amendment term shown in **§3.B** of this Amendment.

B. Amendment Term

The Parties’ respective performances under this Amendment and the changes to the Contract contained herein shall commence on the Amendment Effective Date shown on the Signature and Cover Page for this Amendment.

4. PURPOSE

This amendment is to extend the contract and to replace Exhibit C with Exhibit C (1).

5. MODIFICATIONS

The Contract and all prior amendments thereto, if any, are modified as follows:

- A. Commencing on the Amendment Effective Date the term of the Contract is extended until August 31, 2024.
- B. Commencing on the Amendment Effective Date the Exhibit C (1) price list shall be in effect. All references to Exhibit C shall also reference Exhibit C (1).

6. LIMITS OF EFFECT AND ORDER OF PRECEDENCE

This Amendment is incorporated by reference into the Contract, and the Contract and all prior amendments or other modifications to the Contract, if any, remain in full force and effect except as specifically modified in this Amendment. Except for the Special Provisions contained in the Contract, in the event of any conflict, inconsistency, variance, or contradiction between the provisions of this Amendment and any of the provisions of the Contract or any prior modification to the Contract, the provisions of this Amendment shall in all respects supersede, govern, and control. The provisions of this Amendment shall only supersede, govern, and control over the Special Provisions contained in the Contract to the extent that this Amendment specifically modifies those Special Provisions.

EXHIBIT C (1), PRICES AND RATES**SEE ATTACHMENT ON BIDS**

Manufacturer	Name or Number	Description	List Price	State of Colorado Cost	Shipping
Hardware					
ChargePoint	CP6011X-80A-L7	CP6011, NA, AC Station, 1 x Type 1 Cable, 80A, 1-Phase, 23' Cable, 8' Cable Management Kit, Pedestal Mount, Contactless Credit Card and RFID Reader, Cellular/Wi-Fi, UL, Power Share Jumper, 1YR Parts Warranty	\$6,840	\$4,993	\$180
ChargePoint	CP6021X-80A-L7	CP6021, NA, AC Station, 2 x Type 1 Cable, 80A, 1-Phase, 23' Cable, 8' Cable Management Kit, Pedestal Mount, Contactless Credit Card and RFID Reader, Cellular/Wi-Fi, UL, Power Share Jumper, 1YR Parts Warranty	\$10,815	\$7,895	\$180
ChargePoint	CP6013X-80A-L7	CP6013, NA, AC Station, 1 x Type 1 Cable, 80A, 1-Phase, 23' Cable, 8' Cable Management Kit, Wall Mount, Contactless Credit Card and RFID Reader, Cellular/Wi-Fi, UL, Power Share Jumper, 1YR Parts Warranty	\$6,840	\$4,993	\$180
ChargePoint	CP6023X-80A-L7	CP6023, NA, AC Station, 2 x Type 1 Cable, 80A, 1-Phase, 23' Cable, 8' Cable Management Kit, Wall Mount, Contactless Credit Card and RFID Reader, Cellular/Wi-Fi, UL, Power Share Jumper, 1YR Parts Warranty	\$10,815	\$7,895	\$180
ChargePoint	CP6011B-80A-L5.5	CP6011, NA, AC Station, 1 x Type 1 Cable, Screen, 80A, 1-Phase, 18' Cable, 6' Cable Management Kit, Pedestal Mount, Contactless Credit Card and RFID Reader, Cellular/Wi-Fi, UL, Power Share Jumper, 1YR Parts Warranty	\$7,025	\$5,831	\$180
ChargePoint	CP6021B-80A-L5.5	CP6021, NA, AC Station, 2 x Type 1 Cable, Screen, 80A, 1-Phase, 18' Cable, 6' Cable Management Kit, Pedestal Mount, Contactless Credit Card and RFID Reader, Cellular/Wi-Fi, UL, Power Share Jumper, 1YR Parts Warranty	\$11,100	\$9,213	\$180
ChargePoint	CP6013B-80A-L5.5	CP6013, NA, AC Station, 1 x Type 1 Cable, Screen, 80A, 1-Phase, 18' Cable, 6' Cable Management Kit, Wall Mount, Contactless Credit Card and RFID Reader, Cellular/Wi-Fi, UL, Power Share Jumper, 1YR Parts Warranty	\$7,025	\$5,831	\$180
ChargePoint	CP6023B-80A-L5.5	CP6023, NA, AC Station, 2 x Type 1 Cable, Screen, 80A, 1-Phase, 18' Cable, 6' Cable Management Kit, Wall Mount, Contactless Credit Card and RFID Reader, Cellular/Wi-Fi, UL, Power Share Jumper, 1YR Parts Warranty	\$11,100	\$9,213	\$180
ChargePoint	CP6000-CMT-NA	CP6000 Concrete Mounting Template, NA	\$125	\$104	\$15
Networking/Cloud Plans (per port)					
ChargePoint	CPCLD-POWER-1	Prepaid Power Cloud Plan subscription with station management features such as Basic Fleet Vehicle Management, Automatic Software Updates, and basic Power Sharing. Real-time dashboards and reports provided for applicable features. Station Activation purchase required.	\$240	\$228	\$0
ChargePoint	CPCLD-POWER-2	Prepaid Power Cloud Plan subscription with station management features such as Basic Fleet Vehicle Management, Automatic Software Updates, and basic Power Sharing. Real-time dashboards and reports provided for applicable features. Station Activation purchase required.	\$460	\$437	\$0
ChargePoint	CPCLD-POWER-3	Prepaid Power Cloud Plan subscription with station management features such as Basic Fleet Vehicle Management, Automatic Software Updates, and basic Power Sharing. Real-time dashboards and reports provided for applicable features. Station Activation purchase required.	\$650	\$618	\$0
ChargePoint	CPCLD-POWER-4	Prepaid Power Cloud Plan subscription with station management features such as Basic Fleet Vehicle Management, Automatic Software Updates, and basic Power Sharing. Real-time dashboards and reports provided for applicable features. Station Activation purchase required.	\$815	\$774	\$0
ChargePoint	CPCLD-POWER-5	Prepaid Power Cloud Plan subscription with station management features such as Basic Fleet Vehicle Management, Automatic Software Updates, and basic Power Sharing. Real-time dashboards and reports provided for applicable features. Station Activation purchase required.	\$970	\$922	\$0
ChargePoint	CPCLD-COMMERCIAL-1	1yr Prepaid Commercial Cloud Plan. Prepaid Commercial Cloud Plan subscription with station management features such as: Custom Video uploads and Automatic Software Updates, driver and fleet management features including: Access Control and Pricing & Automatic Payment Collection, as well as energy and power management features which include Power Sharing. Real-time dashboards and reports provided for applicable features. Station Activation purchase required.	\$345	\$328	\$0
ChargePoint	CPCLD-COMMERCIAL-2	2yr Prepaid Commercial Cloud Plan. Prepaid Commercial Cloud Plan subscription with station management features such as: Custom Video uploads and Automatic Software Updates, driver and fleet management features including: Access Control and Pricing & Automatic Payment Collection, as well as energy and power management features which include Power Sharing. Real-time dashboards and reports provided for applicable features. Station Activation purchase required.	\$675	\$641	\$0

ChargePoint	CPCLD-COMMERCIAL-3	3yr Prepaid Commercial Cloud Plan. Prepaid Commercial Cloud Plan subscription with station management features such as: Custom Video uploads and Automatic Software Updates, driver and fleet management features including: Access Control and Pricing & Automatic Payment Collection, as well as energy and power management features which include Power Sharing. Real-time dashboards and reports provided for applicable features. Station Activation purchase required.	\$985	\$936	\$0
ChargePoint	CPCLD-COMMERCIAL-4	4yr Prepaid Commercial Cloud Plan. Prepaid Commercial Cloud Plan subscription with station management features such as: Custom Video uploads and Automatic Software Updates, driver and fleet management features including: Access Control and Pricing & Automatic Payment Collection, as well as energy and power management features which include Power Sharing. Real-time dashboards and reports provided for applicable features. Station Activation purchase required.	\$1,280	\$1,216	\$0
ChargePoint	CPCLD-COMMERCIAL-5	5yr Prepaid Commercial Cloud Plan. Prepaid Commercial Cloud Plan subscription with station management features such as: Custom Video uploads and Automatic Software Updates, driver and fleet management features including: Access Control and Pricing & Automatic Payment Collection, as well as energy and power management features which include Power Sharing. Real-time dashboards and reports provided for applicable features. Station Activation purchase required.	\$1,555	\$1,477	\$0
ChargePoint	CPCLD-FLEETCOMM-1	Includes POWER features and Pricing and Automatic Payment Collection for Fleets, Gives station managers the option to set prices that fleets pay to use their stations. Funds collected from drivers are electronically transferred to a designated bank account once a month.	\$305	\$290	\$0
ChargePoint	CPCLD-FLEETCOMM-2	Includes POWER features and Pricing and Automatic Payment Collection for Fleets, Gives station managers the option to set prices that fleets pay to use their stations. Funds collected from drivers are electronically transferred to a designated bank account once a month.	\$595	\$565	\$0
ChargePoint	CPCLD-FLEETCOMM-3	Includes POWER features and Pricing and Automatic Payment Collection for Fleets, Gives station managers the option to set prices that fleets pay to use their stations. Funds collected from drivers are electronically transferred to a designated bank account once a month.	\$870	\$827	\$0
ChargePoint	CPCLD-FLEETCOMM-4	Includes POWER features and Pricing and Automatic Payment Collection for Fleets, Gives station managers the option to set prices that fleets pay to use their stations. Funds collected from drivers are electronically transferred to a designated bank account once a month.	\$1,130	\$1,074	\$0
ChargePoint	CPCLD-FLEETCOMM-5	Includes POWER features and Pricing and Automatic Payment Collection for Fleets, Gives station managers the option to set prices that fleets pay to use their stations. Funds collected from drivers are electronically transferred to a designated bank account once a month.	\$1,375	\$1,306	\$0
ChargePoint	CPCLD-FLEETENT-1	Fleet Enterprise Cloud Plan subscription. Includes advanced station management features such as: Automatic Software Updates, fleet management features including: Access Control and Pricing & Automatic Payment Collection, as well as advanced energy and power management features which include: Time of Use Power Sharing and Energy Management APIs. Real-time dashboards and reports provided for applicable features including 15 min meter data readings and associated advanced energy reports.	\$440	\$418	\$0
ChargePoint	CPCLD-FLEETENT-2	Fleet Enterprise Cloud Plan subscription. Includes advanced station management features such as: Automatic Software Updates, fleet management features including: Access Control and Pricing & Automatic Payment Collection, as well as advanced energy and power management features which include: Time of Use Power Sharing and Energy Management APIs. Real-time dashboards and reports provided for applicable features including 15 min meter data readings and associated advanced energy reports.	\$860	\$817	\$0
ChargePoint	CPCLD-FLEETENT-3	Fleet Enterprise Cloud Plan subscription. Includes advanced station management features such as: Automatic Software Updates, fleet management features including: Access Control and Pricing & Automatic Payment Collection, as well as advanced energy and power management features which include: Time of Use Power Sharing and Energy Management APIs. Real-time dashboards and reports provided for applicable features including 15 min meter data readings and associated advanced energy reports.	\$1,255	\$1,192	\$0
ChargePoint	CPCLD-FLEETENT-4	Fleet Enterprise Cloud Plan subscription. Includes advanced station management features such as: Automatic Software Updates, fleet management features including: Access Control and Pricing & Automatic Payment Collection, as well as advanced energy and power management features which include: Time of Use Power Sharing and Energy Management APIs. Real-time dashboards and reports provided for applicable features including 15 min meter data readings and associated advanced energy reports.	\$1,625	\$1,544	\$0
ChargePoint	CPCLD-FLEETENT-5	Fleet Enterprise Cloud Plan subscription. Includes advanced station management features such as: Automatic Software Updates, fleet management features including: Access Control and Pricing & Automatic Payment Collection, as well as advanced energy and power management features which include: Time of Use Power Sharing and Energy Management APIs. Real-time dashboards and reports provided for applicable features including 15 min meter data readings and associated advanced energy reports.	\$1,980	\$1,881	\$0
Warranty Plans (per station)					
ChargePoint	CP6000-ASSURE-1	1 prepaid year of ChargePoint Assure for CP6000 stations. Includes Parts and Labor Warranty, Remote Technical Support, On-Site Repairs when needed, Unlimited Configuration Changes, and Reporting.	\$610	\$580	\$0
ChargePoint	CP6000-ASSURE-2	2 prepaid years of ChargePoint Assure for CP6000 stations. Includes Parts and Labor Warranty, Remote Technical Support, On-Site Repairs when needed, Unlimited Configuration Changes, and Reporting.	\$1,170	\$1,112	\$0
ChargePoint	CP6000-ASSURE-3	3 prepaid years of ChargePoint Assure for CP6000 stations. Includes Parts and Labor Warranty, Remote Technical Support, On-Site Repairs when needed, Unlimited Configuration Changes, and Reporting.	\$1,685	\$1,601	\$0
ChargePoint	CP6000-ASSURE-4	4 prepaid years of ChargePoint Assure for CP6000 stations. Includes Parts and Labor Warranty, Remote Technical Support, On-Site Repairs when needed, Unlimited Configuration Changes, and Reporting.	\$2,160	\$2,052	\$0
ChargePoint	CP6000-ASSURE-5	5 prepaid years of ChargePoint Assure for CP6000 stations. Includes Parts and Labor Warranty, Remote Technical Support, On-Site Repairs when needed, Unlimited Configuration Changes, and Reporting.	\$2,595	\$2,465	\$0

Additional Services					
ChargePoint	CPSUPPORT-SITEVALID	Customer works with their own contractor to perform all construction and station installation services. ChargePoint will then engage an authorized ChargePoint Partner to perform Site Validation of electrical capacity, transformers, <small>CPSUPPORT-SITEVALID</small> panels, breakers, wiring, cellular coverage and that the station installation meets all ChargePoint published requirements and local codes. Upon successful Site Validation, the customer will be eligible to obtain warranty coverage under a ChargePoint Maintenance plan, sold separately. Note, a failed Site Validation will incur a second validation fee to repeat the validation after the site deficiencies are corrected. Priced per AC station.	\$599	\$569	\$0
ChargePoint	CPSUPPORT-ACTIVE	Initial Station Activation & Configuration Service includes activation of cloud services and configuration of radiogroups, custom groups, connections, access control, visibility control, pricing, reports and alerts. One time initial service per station.	\$349	\$332	\$0