

**AMENDMENT NO. 2 TO LICENSE AGREEMENT
BETWEEN THE CITY OF ALEXANDRIA AND
COX VIRGINIA TELECOM DATED APRIL 1, 2019**

THIS AMENDMENT NO. 2 amends the License Agreement entered into and effective on or about April 1, 2019, between Licensee **Cox Virginia Telecom (“Cox”)** and Licensor, **The City of Alexandria, a municipal corporation of the Commonwealth of Virginia (“City”)**, together the **“Parties.”**

WITNESSETH:

WHEREAS, on or about April 1, 2019, the Parties entered into a License Agreement for Cox to install conduit and fiber optic cable in areas of the public rights-of-way in the City as outlined in the License Agreement in; and

WHEREAS, on or about April 1, 2024, the Parties entered into an Amendment No. 1, amending said License Agreement, permitting Cox to install conduit and fiber optic cable in additional areas of the public rights-of-way in the City, as outlined in said Amendment No. 1; and

WHEREAS, Cox wishes to install an approximate additional 6,297 feet of conduit, fiber, and handholes in the City, which includes 6,297 additional conduits that Cox will install on each of the runs for the City to use at no cost to the City;

NOW, THEREFORE, in consideration of the premises and mutual covenants contained herein, the Parties agree as follows:

1. Paragraph 2. Grant and Term of the License shall be amended to include an additional subparagraph (g), and that said additional subparagraph shall now read as follows:

2. Grant and Term of License:

(g) Cox shall make the following installations and improvements (for purposes to include the INOVA-Landmark project):

At the intersection of Edsall Rd and Edsall Ridge Pl., install a Cox and City of Alexandria vault, 2- 2” conduits for 762ft, and install a Cox vault.

- Continue 806ft to Yoakum Pkwy, install a Cox and City of Alexandria vault.

At the intersection of Edsall Rd and Yoakum Pkwy install 2-2” conduits 550ft to the intersection of Edsall Rd and S Whiting St, install a Cox and City of Alexandria vault.

At the intersection of Edsall Rd and S Whiting St, install 2- 2” conduits crossing Edsall Rd 666ft, install a Cox vault.

- Continue heading north on S Whiting St for 605ft, install a Cox and City of Alexandria vault.
- Continue heading north on S Whiting St for 818ft to Stevenson Ave, install a Cox and City of Alexandria vault.

At the intersection of S Whiting Stevenson Ave install 2-2'' conduits 830ft, install a Cox and City of Alexandria vault.

At the intersection of Stevenson Ave and Walker St., install 2- 2'' conduits crossing Stevenson Ave 560ft to Duke St, install a Cox and City of Alexandria vault.

At the intersection of Walker St and Duke St install 2- 2'' conduits crossing Duke St on the property of INOVA.

3. Full Force and Effect. The remaining terms and conditions of the License Agreement shall remain in full force and effect, to include the term of the License as set under Clause 2.(d) of said License Agreement, being April 1, 2024 through March 21, 2029.

4. Counterparts. This Amendment may be executed in counterparts (delivery of which may be by electronic transmission (e.g., email or facsimile)), each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

[Signatures appear on the following pages.]

IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 2 to the License Agreement.

COX VIRGINIA TELECOM:

By:

Title: _____

Date: _____

[Signatures continue on the following page.]

CITY OF ALEXANDRIA, VA:

By:

James F. Parajon, City Manager

Date: _____

APPROVED AS TO FORM:

Office of the City Attorney

Attachments: Maps