

**AMENDMENT NO. 2 TO LICENSE AGREEMENT
BETWEEN THE CITY OF ALEXANDRIA, VIRGINIA
AND ZAYO GROUP, LLC. DATED DECEMBER 1, 2018**

THIS AMENDMENT No. 2 amends the License Agreement dated December 1, 2018, as previously amended in July 2020, between Licensee, Zayo Group, LLC. (“Zayo”) and Licensor, the City of Alexandria, a municipal corporation of the Commonwealth of Virginia (“City”).

WHEREAS, on or about December 1, 2018, the City renewed Zayo’s existing License Agreement with the City for a term of five (5) years; and

WHEREAS, in or about July 2020, City Council approved an amendment to the Agreement permitting Zayo to install conduit and fiber optic cable to the United States Patent and Trademark Office; and

WHEREAS, Zayo has requested to amend the Agreement to install two conduit and fiber optic builds which consists of a northern build of approximately 3,201 linear feet and a southern build of approximately 2,978 linear feet for telecommunications services for the Institute for Defense Analyses located at 701 East Glebe Road, Alexandria, Virginia; and

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

1. Paragraph 2, Grant and Term of the License shall be amended to include additional subparagraphs (g) and (h), and the amended paragraph shall now read as follows:

2. Grant and Term of License:

(g) This License shall include an additional route known as the “Northern Build” which is approximately 3,201 linear feet as depicted on Exhibit 1 to this Amendment No. 2. The route begins at an existing Zayo handhole located at the intersection of East Reed Avenue and Richmond Highway. The route continues east across Richmond Highway to Potomac Avenue and then proceeds south towards East Glebe Road and proceeds west to connect one conduit and fiber optic cables to an existing manhole at the intersection of East Glebe Road and Dogue Street. At this location, a combination of directional drilling and open trench will be used to install three conduits with fiber optic cables and five handholes will be installed to connect the system.

(h). This License shall include an additional route known as the “Southern Build” which is approximately 2,978 linear feet as depicted on Exhibit 1 to this Amendment No. 2. This route begins at an existing Zayo handhole located on the west side of Commonwealth Avenue (south of West Reed Avenue) and continues south to East Glebe Road. From East Glebe Road it proceeds east crossing Richmond Highway to

connect one conduit and fiber optic cable to an existing communication manhole at the intersection of East Glebe and Main Line Roads. A combination of directional drilling and open trenching will be performed at this location to install three conduits and fiber optic cable with six (6) handholes to connect the system.

3. The remaining terms and conditions of the License Agreement shall remain in full force and effect.

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

CITY OF ALEXANDRIA, a municipal
corporation of the Commonwealth of Virginia

ZAYO GROUP, LLC

By: _____
Mark B. Jinks Jr., City Manager

By: _____
Printed Name and Title:

Dated: _____

Dated: _____

Approved as to Form:

Karen S. Snow
Senior Assistant City Attorney