

**AMENDMENT NO. 2
TO
MAINTENANCE AGREEMENT**

This Amendment No. 2 (“Amendment No. 1”) is entered into in duplicate effective as of the date last signed below by and between Aclara Technologies LLC (“ACLARA”) and the Town of Prosper, a Texas Corporation (“Customer”).

WHEREAS, ACLARA and Customer are parties to a certain Maintenance Agreement made effective on January 1, 2019 as amended by Amendment No. 1 dated March 16, 2020 (hereinafter “Agreement”); and

WHEREAS, Customer desires to add Network Freedom Services to the Maintenance Agreement; and

WHEREAS, this Amendment No. 2 modifies, alters or changes specific terms and conditions of the Agreement to reflect the changes in services being purchased;


NOW, THEREFORE, in consideration of the foregoing premises and mutual covenants hereinafter expressed the parties hereby agree as follows:

1. Revised Schedule J to the Maintenance Agreement attached hereto is hereby incorporated into the Maintenance Agreement and replaces the former Schedule J in its entirety
2. Except as modified in this Amendment No. 2, the Agreement will remain in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment No. 2 as of the date last signed below.

Aclara Technologies LLC

Town of Prosper, TX

DocuSigned by:

 By _____
EDF890DBCCBF4DE...
 Name Kumi Premathilake
 Title DVP AMI and Services
 Date 12/20/2023

By _____
 Name _____
 Title _____
 Date _____

**SCHEDULE J
LEVEL OF MAINTENANCE SERVICES SELECTED**

Customer: Town of Prosper, a Texas corporation

Address: 250 W. First Street, Prosper, TX 75078

1. **Billing frequency is annually in advance.**

2. **If a Purchase Order number is required on Aclara invoices, please check here.**

a. Selected Maintenance Level (check one) (Annual First Term Price shown):

- | | |
|---|--|
| <input checked="" type="checkbox"/> AclaraONE Maintenance | \$ <u> </u> Included in Network Freedom fee |
| <input checked="" type="checkbox"/> Mobile Programmer | \$ <u> </u> Included in Network Freedom fee |

b. Supplemental Services:

- | | |
|---|--|
| <input checked="" type="checkbox"/> System Monitoring Service, Tier 2 | \$ <u> </u> Included in Network Freedom fee |
| <input type="checkbox"/> DCU Maintenance Service, Tier 1 | \$ <u> </u> |
| <input checked="" type="checkbox"/> Aclara Wireless Network 100mb/mo | \$ <u> </u> Included in Network Freedom fee |

c. Network Freedom – Network Services¹

- | | |
|--|----------------------|
| <input checked="" type="checkbox"/> Network Freedom Year 1 EUS – Network Services | \$ <u>106,799.00</u> |
| <input checked="" type="checkbox"/> Network Freedom Year 2 EUS – Network Services | \$ <u>106,799.00</u> |
| <input checked="" type="checkbox"/> Network Freedom Year 3 EUS – Network Services | \$ <u>106,799.00</u> |
| <input checked="" type="checkbox"/> Network Freedom Year 4 EUS – Network Services | \$ <u>106,799.00</u> |
| <input checked="" type="checkbox"/> Network Freedom Year 5 EUS – Network Services | \$ <u>109,922.39</u> |
| <input checked="" type="checkbox"/> Network Freedom Year 6 EUS – Network Services | \$ <u>113,220.06</u> |
| <input checked="" type="checkbox"/> Network Freedom Year 7 EUS – Network Services | \$ <u>116,616.67</u> |
| <input checked="" type="checkbox"/> Network Freedom Year 8 EUS – Network Services | \$ <u>120,115.17</u> |
| <input checked="" type="checkbox"/> Network Freedom Year 9 EUS – Network Services | \$ <u>123,718.62</u> |
| <input checked="" type="checkbox"/> Network Freedom Year 10 EUS – Network Services | \$ <u>127,430.18</u> |

¹ Based on 12 DCU's.

3. **Customer Designated Contact Information:**

Designated Renewal Contact Information
Name _____
Title _____
Address _____
Address _____
Telephone _____
Fax _____
Cellular Phone _____
Email Address _____

Designated Contact Information
Name _____
Title _____
Address _____
Address _____
Telephone _____
Fax _____
Cellular Phone _____
Email Address _____

Designated Contact Information
Name _____
Title _____
Address _____
Address _____
Telephone _____
Fax _____
Cellular Phone _____
Email Address _____

Designated Contact Information
Name _____
Title _____
Address _____
Address _____
Telephone _____
Fax _____
Cellular Phone _____
Email Address _____