

STATE OF NORTH CAROLINA  
COUNTY OF MECKLENBURG

FOURTH AMENDMENT TO THE AGREEMENT TO PROVIDE  
FURNITURE, INSTALLATION, AND RELATED PRODUCTS AND SERVICES

THIS FOURTH AMENDMENT TO THE AGREEMENT TO PROVIDE FURNITURE, INSTALLATION, AND RELATED PRODUCTS AND SERVICES (this "Fourth Amendment") is made and entered into this 15th of June, 2021, by and between Exemplis LLC, a limited liability company doing business in North Carolina (the "Company"), and the City of Charlotte, a North Carolina municipal corporation (the "City").

**Statement of Background and Intent**

- A. The City of Charlotte and the Company entered into an Agreement for Furniture, Installation, and Related Products and Services dated January 1, 2020 (the "Contract") pursuant to which the Company agreed to provide furniture, installation, and related products and services for the City of Charlotte.
- B. The parties amended the Contract to incorporate changes to the Delivery and Force Majeure clauses.
- C. The parties amended the Contract to incorporate changes to consolidate under one (1) brand.
- D. The parties amended the Contract to incorporate pricing adjustments and to make certain other changes.
- E. The parties now desire to amend the Contract to incorporate additional Federal Contract Terms Language.

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein, the parties hereby agree to the following:

**AGREEMENT**

- 1. The terms of the Contract are restated by and incorporated into this Fourth Amendment by reference.
- 2. Defined terms used in this Fourth Amendment shall have the same meaning as are assigned to such terms in the Contract.
- 3. This Fourth Amendment modifies EXHIBIT D – Federal Contract Terms and Conditions, to append the following:
  - 14. ***Domestic (U.S.) Procurement Preference.*** *Exemplis LLC should, to the greatest extent practicable, purchase, acquire, or use goods, products, or materials produced in the United States (including, but not limited to iron, aluminum, steel, cement, and other manufactured products). For purposes of this clause, (i) "produced in the United States" means, for iron and steel products, that all manufacturing processes, from the initial melting stage through the application of coatings, occurred in the United States, and (ii) "manufactured products" means items and construction materials composed in whole or in part of non-ferrous materials such as aluminum; plastics and polymer-based products such as polyvinyl chloride pipe; aggregates such as concrete; glass, including optical fiber; and lumber.*

**Contract#:2020000604**

**Amendment#:4**

**Vendor#:308708**

4. Except to the extent specifically provided above, this amendment shall not be interpreted or construed as waiving any rights, obligations, remedies, or claims the parties may otherwise have under the Contract.
5. In all other respects and except as modified herein, the terms of the Contract shall remain in force and effect.

*[Signature Page Follows]*

**IN WITNESS WHEREOF**, and in acknowledgement that the parties hereto have read and understood each and every provision hereof, the parties have caused this Fourth Amendment to be executed as of the date first written above.

**EXEMPLIS LLC**

**CITY OF CHARLOTTE:  
CITY MANAGER'S OFFICE**

**BY:** \_\_\_\_\_  
*(signature)*

**BY:** \_\_\_\_\_  
*(signature)*

**PRINT NAME:** \_\_\_\_\_

**PRINT NAME:** \_\_\_\_\_

**TITLE:** \_\_\_\_\_

**TITLE:** \_\_\_\_\_

**DATE:** \_\_\_\_\_

**DATE:** \_\_\_\_\_

Patrick  
Sommerf  
ield

Digitally signed by Patrick  
Sommerfield  
DN: cn=Patrick Sommerfield,  
o=Exemplis LLC, ou=VP  
Finance / Secretary,  
email=psommerfield@exem  
plis.com, c=US  
Date: 2021.05.11 15:03:56  
-07'00'



**Digital Contract Routing Form  
Non-Encumbered**

Date Submitted: June 14, 2021

Submitted by: Brian Winegard

Submitter email: [brian.winegard@charlottenc.gov](mailto:brian.winegard@charlottenc.gov)

Contract #: 2020000604

Amendment #: 4

Contract Name: Citywide Furniture (City Dist. Forms & Supply)

Vendor Legal Name: Exemplis, LLC

Vendor #: 308708

**REQUIRED ATTACHMENT(S):**

Use the Paperclip icon to attach a full Contract Document Routing Packet for review by the authorized City individual with signature authority. The Routing Packet **MUST** include all required components per the direction provided at:

The following signatures, once completed, shall be incorporated by reference into the contractual document identified above.

**City of Charlotte**

eSigned via SeamlessDocs.com  
*Brent Cagle*  
Key: 668f2b82108208b08604836a5396b891