

EXTENSION AGREEMENT, effective July 1, 2013 between the City of New York ("City"), acting by and through the Department of Information Technology and Telecommunications ("DoITT" or "Department") with offices, located at 255 Greenwich Street, 9<sup>th</sup> Floor, New York, NY 10007 and GCOM Software, Inc. ("Contractor"), with offices located at 24 Madison Ave Ext Ste-5, Albany, NY 12203.

WITNESSETH

WHEREAS, the parties entered into an agreement for the Contractor to provide Citywide Standby Information Technology and Telecommunication Consulting Services for the term of April 14, 2011 through April 13, 2014 pursuant to the New York State Office of General Services ("NYS OGS") Group: 73012, Award: S960275-E.1, hereinafter referred to as the "Back-Drop Contract";

WHEREAS, the Back-Drop contract term ended on December 31, 2011 and the NYS OGS did not renew the contract;

WHEREAS, In order to provide uninterrupted services utilized Citywide, DoITT entered into a Negotiated Acquisition Extension agreement with the Contractor for the term of January 1, 2012 through June 30, 2013 under the (hereinafter referred to as the "Agreement"); and

WHEREAS, pursuant Section 3-04 of the Procurement Policy Board Rules, the parties desire to extend the Agreement to June 30, 2014;

NOW THEREFORE, the parties agree to as follows:

1. Except as modified herein all of the terms, conditions and covenants of the Agreement shall remain in full force and effect and are specifically incorporated herein as Exhibit A (Contract # 858-20126200392) attached hereto.
2. The Agreement is hereby extended for the period of July 1, 2013 to June 30, 2014.
3. During the negotiated acquisition extension period of July 1, 2013 to June 30, 2014, the Contractor shall be paid an amount not to exceed \$9,000,000 to provide Citywide Standby IT and Telecommunication Consulting Services telecommunication services.
4. This Extension Agreement shall not become effective or binding unless:
  - A. Authorized by the Mayor, approved pursuant to the New York City Charter and Procurement Policy Board Rules for contracts not subject to public letting; and the Comptroller shall have endorsed his or her certificate that there remains unexpended and unapplied a balance of the appropriation of funds applicable hereto sufficient to pay the estimated expense of executing this Extension Agreement; and
  - B. Approved by the Mayor pursuant to the provisions of Executive Order No. 42, dated October 9, 1975 in the event the Executive Order requires such approval; and

- C. Certified by the Mayor (Mayor's Fiscal Committee created pursuant to Executive Order No. 43, dated October 14, 1975) that performance thereof will be in accordance with the City's financial plan.
- D. The requirements of this Article shall be in addition to, and not in lieu of, any approval or authorization otherwise required for this Extension Agreement to be effective and for the expenditure of City funds.

IN WITNESS WHEREOF, the parties have duly executed this Agreement on the date first written above.

**CITY OF NEW YORK  
DEPARTMENT of INFORMATION  
TECHNOLOGY AND  
TELECOMMUNICATIONS**

By Rachel N. Mura  
Title: Commissioner  
Date: 6/20/13

**GCOM Software, Inc.**

By [Signature]  
Title CEO  
Date: 6/7/2013  
20-2902922  
Fed. Employer I.D. No. or  
Soc. Sec.

STATE OF NEW YORK )  
:SS:  
COUNTY OF NEW YORK )

On this 20<sup>th</sup> day of June 2013, before me personally came Rahul Merchant, Commissioner, to me known and known to me to be of the DEPARTMENT OF INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS OF THE CITY OF NEW YORK, the person described in and who is duly authorized to execute the foregoing instrument, and he acknowledged to me that he executed the same for the purpose therein mentioned.

  
NOTARY PUBLIC

**SHARON BOATSWAIN**  
Notary Public, State of New York  
No. 01BO478032  
Qualified in Queens County  
Certificate Filed in New York County  
Commission Expires April 20, 2015

STATE OF ) New York  
:SS:  
COUNTY OF ) Albany

On this 7 day of June 2013, before me personally came Girish Bhatia, to me known, who, being by me duly sworn, did depose and say that he resides at 9 Davis Place Latham NY, that he is the CEO of the Gcom Software, Inc, the corporation described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

  
NOTARY PUBLIC

**HOLLY SAVARESE**  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 01SA6172893  
Qualified in Albany County  
My Commission Expires August 20, 15