

# COUNTY OF ALBANY MVP ARENA

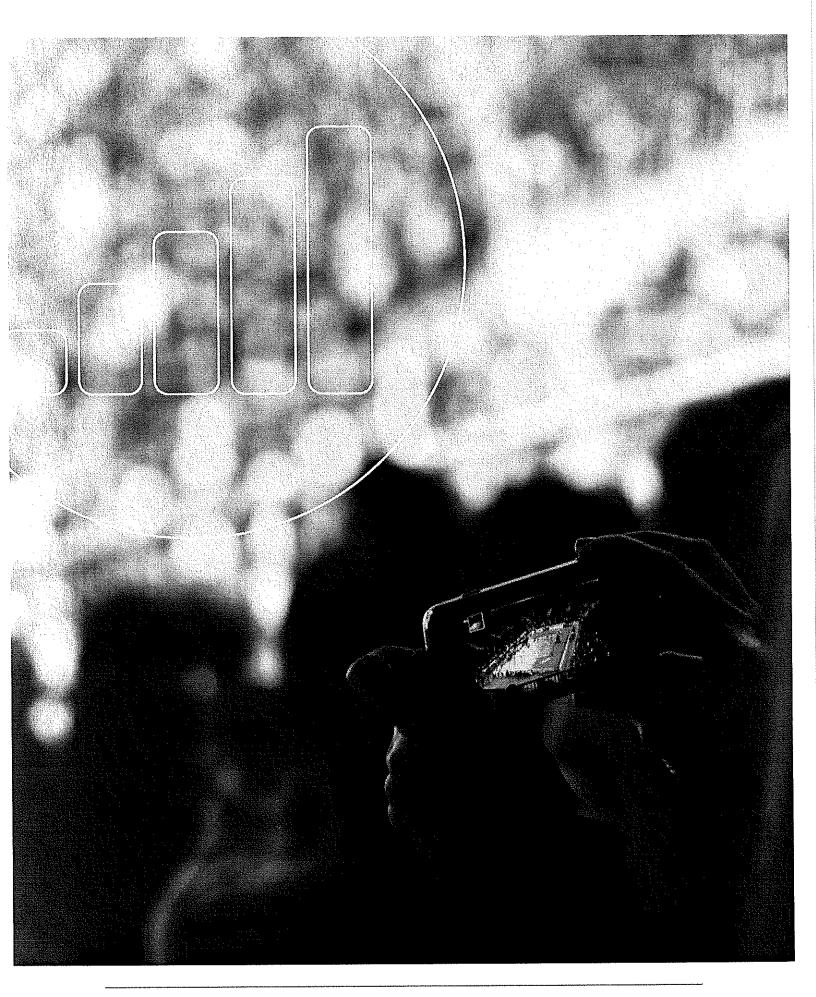
DIGITAL ANTENNA SYSTEM (DAS) PROPOSAL

**JANUARY 13, 2023** 

Submitted by:

Crystal Poncsak

Senior Director, Wireless Solutions crystal@mobilitie.com 660 Newport Center Dr, Suite 200 Newport Beach, CA 92660 (419) 575-5263





# DAS RFP: MVP ARENA

#### INTRODUCTORY LETTER

Mobilitie 660 Newport Center Dr, Suite 200 Newport Beach, CA 92660

On behalf of Mobilitie, I am pleased to submit our response to the Request for Proposal for a Digital Antenna System and Wi-Fi Network at MVP Arena. We appreciate the opportunity to demonstrate how our experience and capabilities align with the objectives set forth by the County of Albany, ASM Global, and all project constituents.

Mobilitie accepts the requirements set forth in the RFP issued on December 22, 2022 (except as otherwise explicitly indicated herein), and is excited to designing, constructing, installing, operating, and maintaining a distributed antenna system ("DAS") and optional Wi-Fi network for the County of Albany and ASM Global at MVP Arena. The infrastructure will meet or exceed current cellular carrier requirements for all commercial wireless service providers in the market while improving user connectivity and mobile broadband. The network will also be optimized for future capacity planning and be scalable with the overall venue strategy and the commercial wireless carriers' service evolution.

A successful and timely deployment of advanced wireless services at MVP Arena will require a team of experts with a proven track record of deploying and maintaining innovative telecommunications infrastructure solutions in highly dynamic environments. Our references will highlight our ability to optimize and meet the required milestones specific to this dynamic venue in Albany. NY.

Mobilitie's core strengths lie in our consultative approach, team of individuals, and our financial strength. Our company has proven its ability to provide the best and most creative financial and technical solutions in several different spaces, including large public sporting and entertainment venues, hospitality, higher education, government/transit authorities and large-scale commercial real estate. These are some of the most challenging environments to build in, and this venue is no exception.

As an ASM Global Affiliated Partner, Mobilitie is confident that our vast experience in the entertainment and hospitality space, strong commercial wireless carrier relationships, and long-term strategic partnerships in the industry, will allow us to provide a world class solution for County of Albany and ASM Global at MVP Arena. We appreciate the opportunity to submit our offer in response to the Request for Proposal.

Sincerely,

/s/ Crystal Poncsak Crystal Poncsak Senior Director, Wireless Solutions crystal@mobilitie.com 419.575,5263



# DAS RFP: MVP ARENA

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#### **SECTION II**

Mobilitie is a subsidiary of BAI Group, backed by the Canada Pension Plan Investment Board (CPPIB), with significant capital and resources to support any financial needs Mobilitie may require. As a premier provider of wireless infrastructure solutions for marquee properties throughout the country. We fund, deploy, and operate wireless infrastructure enabling robust coverage and capacity while laying the foundation for next generation technology. We have a proven track record deploying in complex venues and providing outstanding wireless connectivity.

Mobilitie is a California-based company with a national footprint of wireless projects. Mobilitie staffs nearly 200 highly experienced professionals across the country, possessing industry-leading strengths in large scale program management, engineering, and deployment of a range of wireless solutions. With regional offices located in key markets and a Network Command Center (NOC) located in Las Vegas, NV, we are equipped to immediately serve, provide, and continue advanced development.

As a true third-party owner/operator, Mobilitie is vendor neutral, utilizing the optimum blend of cutting-edge technologies combined with an unbiased guarantee of robust coverage for all wireless services.

#### QUALIFICATIONS

Mobilitie was founded by wireless industry veterans in 2004, building infrastructure through a unique and appealing operational and financial model. Our goal is to help wireless operators and venue owners preserve capital while accelerating wireless coverage infrastructure. Our experience and strong position in the marketplace allow for true partnership opportunities with venue owners and wireless carriers.

Mobilitie has deployed more wireless infrastructure in sports & entertainment facilities than any other provider over the last 10 years with active projects in all 50 states and engagement with over 4,000 jurisdictions. From indoor and outdoor DAS systems, Small Cells, Wi-Fi Networks and Communication Tower Sites, Mobilitie is engineering solutions that pave the way for 5G and IoT. Mobilitie has more experience designing, installing, and operating robust DAS and/or Wi-Fi networks at multi-purpose venues than any other neutral host provider. Mobilitie has portfolio relationships with ASM Global, AEG, Live Nation, and beyond. The successful networks at each of the indoor arenas, outdoor amphitheaters, and festival grounds as well as theater venues display our knowledge and understanding of the space. We have experience with dynamic RF environments that require major interference management and intricate designs to ensure all frequencies are considered for the ultimate fan experience.



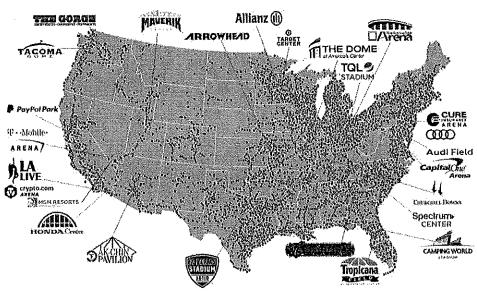


Figure 1: National Assets Portfolio with Select Venues

#### FULL TURNKEY WIRELESS SERVICE PROVIDER

Mobilitie is the leading telecommunications infrastructure company in the country. We help people stay connected on their mobile devices wherever they are and fully be immersed in the fan experience.

Mobilitie finances, deploys, owns, and operates wireless networks across multiple industries, and deploys more multi-carrier wireless infrastructure than any other firm. We have a proven track record deploying network infrastructure in complex, hard-to-cover venues across major industries including sports and entertainment, real estate, hospitality, higher education, healthcare, and government and transit agencies. As a true third-party owner/operator, we are completely vendor neutral and blend cutting- edge technologies with an unbiased guarantee of robust coverage for all our wireless service solutions.

Mobilitie is much more than a wireless infrastructure builder and operator. Mobilitie has the ability to bridge the gap between venue and all major wireless carriers to bring a harmonious solution that benefits all participants. We understand the capacity issues the industry faces, and we work to deliver solutions that not only solve our customers' problems today but will also satisfy their long-term needs.















#### ASM GLOBAL AFFLIATED PARTNER



Mobilitie has been an ASM Global Affiliate Partner and Official DAS Solutions Provider since 2021. "ASM Global creates memorable live events every night worldwide and we are committed to providing our

fans with the ability to share their incredible experiences seamlessly in real-time," said ASM Global President and CEO Ron Bension. "This extension of our partnership with Mobilitie will help fuel our creativity to envision and implement reimagined in-venue experiences." The multi-year contract is allowing Mobilitie and ASM Global to partner to super-charge the ASM international venue network with advanced 5G connectivity solutions.

"We are excited to further expand our relationship with ASM Global, the international innovator in the delivery of memorable entertainment experiences," said Christos Karmis, President and CEO of Mobilitie. "We look forward to continuing to work closely with their global leadership and venue teams. We currently provide neutral-host wireless networks at several ASM Global properties, including the recently announced Coliseo de Puerto Rico and Puerto Rico Convention Center venues, and we look forward to expanding worldwide."

The industry's most reliable and seamless connectivity will also enhance ASM Global's operational excellence and data analytic capabilities, as well as its world-class, award-winning VenueShield security and safety protocols and procedures.

Some of Mobilitie's ASM Global contracted venues include:



#### ORGANIZATIONAL OVERVIEW

Mobilitie applies a highly structured and disciplined program management model that assumes complete accountability of all projects with a local hands-on team supported by layers of functional leaders with key expertise in deploying and operating wireless networks.

Mobilitie's highly experienced teams of engineers and project managers will design a DAS solution that accommodates all major wireless carriers. Our team will collaborate with County of Albany on approval for equipment locations, head-end space, and utility access that meets carrier-required wireless performance objectives. We will serve as the single point-of-contact with the carriers, leveraging our existing relationships to manage and facilitate carrier designs, technical requirements, and equipment installations.

#### **DEPLOYMENT AND OPERATIONS TEAM**

Mobilitie's Director of Wireless Solutions will serve as the main point of contact for the network, and a dedicated team will execute the deployment process from planning to building to operation and upgrade.

#### MOBILITIE PROJECT TEAM Christos Karmis President & Chief Jason Callento Dana Tardelli Executive Officer Chief Commercial Chief Operations Officer Officer Rick Ruff Will Gable Jerry Gallegos Melissa Mullarkey Vice President Vice President Sr. Vice President Vice President DAS Deployment & Wireless Solutions Network Deployment Wireless Solutions Network Engineering Jon Buck Crystal Panesak Antonio Rivas Matt Plummer Sr. Director Sr. Engineering Sr Director Sr. Director Technical Operations. Wireless Solutions Technical Solutions Manager Wilfl

Figure 2: Key Personnel

Resumes for the project team can be found in Appendix I.



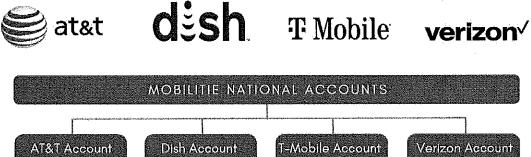
#### APPROVED CARRIER PARTNER WITH ALL MAJOR US CARRIERS

Mobilitie is an approved partner and has existing master agreements with the four major wireless carriers - AT&T, Verizon, T-Mobile, and Dish Networks. We can efficiently lease the carriers on our systems by designing systems their RF teams accept and utilizing our master agreement terms. We routinely deploy in-building and outdoor network solutions including DAS, DRAN, Wi-Fi, towers, CBRS, and Small Cells for all carriers. Our dedicated solution development, engineering, deployment, and operations teams interact with the carriers daily across the country. This daily interaction gives us the ability to communicate openly regarding our customer's solutions, ensuring each wireless network satisfies the property's performance needs and the carriers' technical requirements.

#### **DEDICATED CARRIER INTEGRATION TEAMS**

at&t

Mobilitie maintains dedicated account teams that will work with each carrier to integrate and optimize coverage within the venue.



Lead Legis Lead Lead Regional Account Regional Account Regional Account Regional Account Manager Manager Manager Manager

Figure 3: Mobilitie National Accounts Structure

#### PROJECT EXPERIENCE

Because of the public forum of this RFP, certain reference contact info and contract values can be provided as agreement negotiations progress.



Timeline On Air 2019

**Owner** District of Columbia – Gregory Turk

Description DAS & Wi-Fi, 20K Capacity



**Timeline** On Air 2012; 5G upgrades currently in design

**Owner** Franklin County Convention Facilities Authority

Description DAS & Wi-Fi, 20K Capacity



**Timeline** On Air 2019; 5G upgrades currently in design

Owner City of Orlando

Description DAS & Wi-Fi, 65K Capacity



**Timeline** On Air 2016; 5G upgrades currently in design

**Owner** Tacoma Dome & Convention Center

Description DAS & Wi-Fi, 21KCapacity



Timeline On Air 2021

**Owner** Port of Greater Cincinnati Development Authority

Description DAS, 26k Capacity

#### MOBILITIE SMALL CELLS

Since 2016, Mobilitie has partnered with various local jurisdictions for the deployment of small cells within the public right of way. This requires extensive relationship building with local governments and strategic partners.

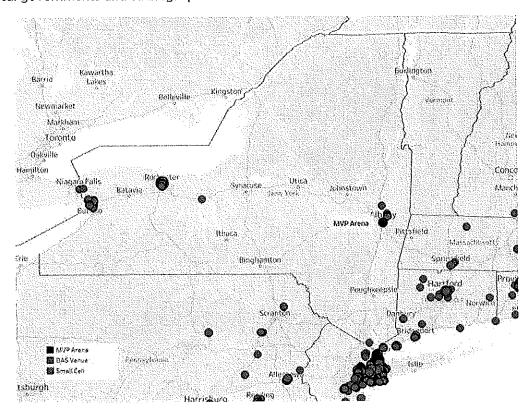


Figure 4: Local Mobilitie Assets

# NEW YORK CITY SUBWAY - METROPOLITAN TRANSIT AUTHORITY (MTA)



In 2007, BAI subsidiary Transit Wireless was awarded a 27-year contract to design, build, operate and maintain a reliable system-wide high-speed wireless network that is scalable and supports not only the current needs to New York City Transit, its operators, customers, and employees, but also their future needs. The network was completed in seven phases and the project was completed on an accelerated

schedule in 2017, two years ahead of time. Transit Wireless currently operates the adsupported Wi-Fi network in all NYC underground subway stations as well as neutral host Distributed Antenna System (DAS) network, delivering uninterrupted cellular connectivity from station to station for all major wireless carriers. Last year, the network processed over 120 million Wi-Fi sessions and currently averages 500 terabytes per month in data usage.

#### MGM Wi-Fi



In Las Vegas, Mobilitie designed, built and currently operates the world's largest contiguous Wi-Fi network at MGM Resorts International, servicing over 26,000 guest rooms and millions of square footage. Inclusive to these properties, Mobilitie also operates the Wi-Fi network at MGM's entertainment venues including, MGM Grand Garden Arena, Michelob Ultra Arena, Park Theater, "The Park" (outdoor area), and all convention center areas at these sites. The Wi-Fi network was designed to allow guests to access the Internet at all times throughout all properties, while maintaining a single set of authentications. Location-based services are also included in the design and have been integrated into MGM Resorts websites providing unique content experiences based on a guest's location. Mobilitie first worked with MGM Resorts designing, building, and deploying the DAS at Bellagio, Mirage, New York-New York and MGM Grand.

#### SECTION III REFERENCES

CRYPTO.COM ARENA DAS



News

Mobilitie and AEG deploying industry-leading 5G network at Crypto.com arena and L.A. Live

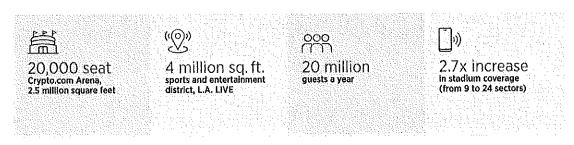


11 January 2022 Newport Beach, California

Mobilitie recently completed the deployment of its state of-the-art 5G enabled wireless infrastructure for Crypto. com Arena. Capable of supporting 5G New Radio (NR) technologies on low-band, mid-band, C-Band (including Auction 110), and ultra-high band millimeter wave (mmWave), the neutral host distributed antenna system (DAS) will provide an unparalleled user experience for fans and staff alike.

The project is being deployed in a multi-phase approach, working around a heavy schedule of live events, which started with Crypto.com Arena and currently expanding across the L.A LIVE entertainment district.

#### **CRYPTO.COM Arena Project Summary**



#### **CRYPTO.COM Arena Reference**

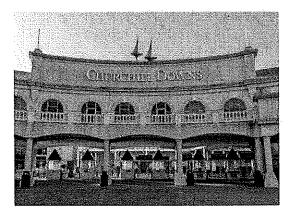
Mobilitie Point of Contact: Mary Kuaea, Senior Director of Technology Services, AEG

crypto.com Arena

Phone Number: 213-453-4191

Email: mkuaea@aegworldwide.com

#### **CHURCHILL DOWNS DAS**



News

How Mobilitie's Lightning-Fast, Robust 5G Network powers Churchill Downs for the Most Exciting Two Minutes in Sports

Jason Caliento

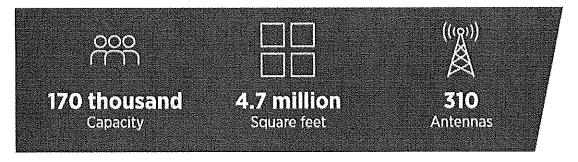


6 May 2022 NEWPORT BEACH, California

Since 2014, Mobilitie has provided Churchill Downs with a state-of-the-art DAS, spanning nearly 115 acres. The Mobilitie DAS is designed to connect crowds of record numbers of 170,000+ at peak usage. Attendees and staff at the Kentucky Derby continue to have ubiquitous, ultra-fast mobile coverage from the moment they enter the Churchill Downs property – including the parking lots – our solutions and deployment teams have built an innovative, lightning-fast 5G network capable of livestreaming the unique Derby experience. Our team spends hundreds of hours stress-testing the DAS with the carriers to prep the system for the big day each year, and we have a dedicated team on site during the entire weekend.

#### **Churchill Downs Project Summary**

Total Mobilitie Cost: \$10.1M



#### Churchill Downs Reference

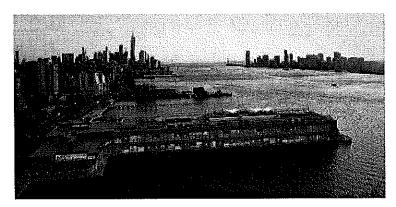
Mobilitie Point of Contact: Michael Wood, Director of IT Churchill Downs Racetrack,

**Derby City Gaming** 

Phone Number: 502.636.4555 Email: mike.wood@kyderby.com



#### **PIER 57**



Pier 57 is located on the Hudson River in New York and is listed on the State and National Registers of Historic Places. The Pier was built in 1952 and recently underwent a \$500 million transformation making it an unrivalled indoor and outdoor space on the marina in New York

City. The Pier includes 50,000 sq. ft. of retail space and 350,000 sq. ft of office space, of which Google is the main tenant. Pier 57 also includes a 2-acre rooftop park over the Hudson River. RXR Realty tasked Mobilitie with building a world-class neutral host Distributed Antenna System with Open Roaming so that tenants and guests can seamlessly and securely access both WI-FI and 5G Networks.

#### Pier 57 Project Summary

- Solutions: ADRF NHN, Open Roaming
- Carriers on Air: Verizon, AT&T, T-Mobile



Pier 57 Reference

Mobilitie Point of Contact: John Ambrosini, RXR Realty

Phone Number: 631-742-2360 Email: jambrosini@rxrrealty.com

#### **AUDI FIELD**



Audi Field is a 20,000 seat MLS stadium in Washington, DC and home to DC United. The stadium is also used for the most home games of the Washington Spirit of the NWSL. The stadium first opened in 2018. Audi Field keeps their doors open year-round and provides private space for intimate gatherings or large social events. The stadium supports 31 premium suites, 2 indoor

premium spaces, 3 patios and a rooftop. Mobilitie provides both cellular DAS and Wi-Fi coverage for the arena in the bowl, concourse, and in the suites.

#### **Audi Field Summary**

• 19 Antennas installed across 360 thousand square feet



#### Audi Field Reference

Mobilitie Point of Contact: Gregory Turk

Phone Number: 202-938-2202 Email: gturk@dcunited.com



#### TARGET CENTER



Target Center was opened in October 1990 and is located in downtown Minneapolis. It is one of the top arenas in the world and welcomes over 1 million guests each year. While it is managed privately by Anschutz Entertainment Group (AEG), it is owned by the City of Minneapolis. The arena has

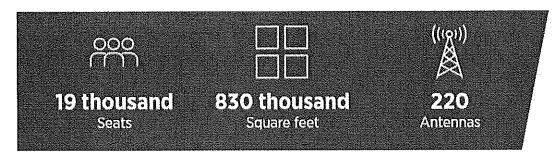
hosted 35 members of the Rock & Roll Hall of Fame including Prince and Bob Dylan who both hail from Minnesota.

Target Center is home to both the Minnesota Timberwolves of the NBA and the Minnesota Lynx, who are 4-time WNBA champions.

As a leader in 5G networks, Mobilitie has upgraded Target Center to the fastest connectivity possible, designing and deploying a system with 220 antennas, 12 sectors and more than 45,000 feet of fiber to cover the 830 thousand square feet arena. Now fans attending all games, concerts or special events at Target Center will always have access to an ultra-fast network.

Mobilitie has created a new 5G fan experience, "Offering an exceptional experience at Target Center is incredibly important to us and we are eager for all guests, including fans, artists, clients and promoters, to experience the wireless network from Mobilitie," said Hugh Lombardi, General Manager, Target Center.

#### **Target Center Project Summary**



#### **Target Center Reference**

Mobilitie Point of Contact: Tom Reller, Regional Director, Operations, ASM Global; Sr.

Director, Operations, Target Center Phone Number: 612.673.8387

Email: thomasreller@targetcenter.com



#### **SECTION IV**

**OUR PROCESS** 

### 1 INITIAL ASSESSMENT

- · Venue lease agreement
- Technical site walk/plan review
- Head-end space
- Infrastructure review
- · Coverage areas defined
- · Carrier engagement

# 3 DESIGN

- Modify preliminary designs as necessary to arrive at a final design
- CW testing to model RF signal for final design
- Final antenna/equipment location approvals with venue

#### 5 | INTEGRATION, OPTIMIZATION, GO-LIVE

- NOC integrations & monitoring
- Carrier cut-over
- Carrier integration
- Basic cell verification
- Network optimization
- Carrier acceptance
- Testing
- Closeout
- Documentation
- Ongoing technology enhancements & upgrades

#### 2 PLANNING & INITIATION

- Carrier lease agreement
- RF performance benchmark testing
- · Preliminary designs
- · Add to carrier build plans
- OEM selection
- Define & finalize carrier requirements

#### 4 | DEPLOYMENT

- Construction
- Remote units, coax, and fiber plant installation
- Head-end equipment & architectural, HVAC, power, battery back-up, etc.
- Carrier equipment

# 6 | ANALYZE & UPGRADE

- Maintain constant contact with carrier technology upgrade plans
- Create updated technology design plans
- Obtain latest hardware
- Schedule upgrade installations
- Deploy & optimize



#### DISTRIBUTED ANTENNA SYSTEM SOLUTION

Mobilitie's proposed DAS solution will utilize state of the art DAS equipment, powered by Voltserver Digital Electricity (DE). The DAS solution platform is capable of transmitting all carrier frequencies from legacy low band spectrum up to and including mid band and new C-Band spectrum. By utilizing all of this spectrum, the DAS design is capable of providing coverage for all technologies up to and including 5G. The proposed solution utilizes MIMO technology, which allows for faster throughput speeds and higher reliability for coverage.

In an effort to simplify things by driving all power for the nodes from the Wireless Equipment Room (WER/Head-End), the DE system will transport power over copper to each node location.

As shown below, a representative example of how the network is built, with carrier radios shown on the right side of Figure 5, flowing into our WER/Head-End equipment, then distributed over fiber optic cable to the node locations in local telecom closets throughout the venue.

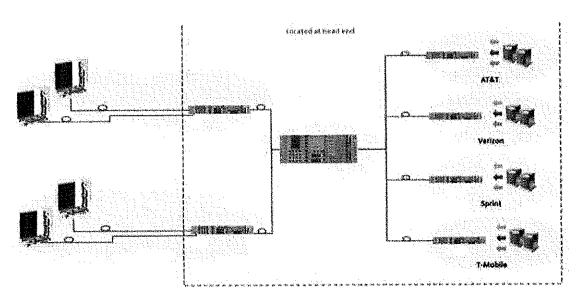


Figure 5: Basic architecture of a fiber remote driven by equipment in the WER

The far end of the network deployment is represented via a standard passive antenna network Mobilitie will upgrade to modern components that can handle all commercial frequencies. In addition, the one-line diagram in Figure 6 shows how the network can be configured to support additional frequency bands in the future:



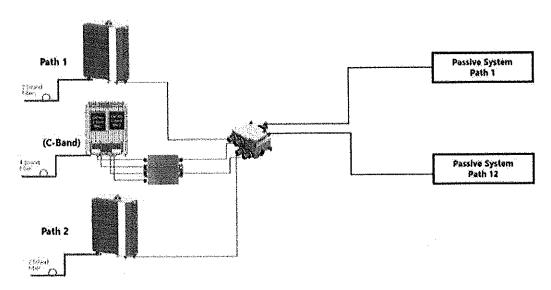


Figure 6: Additional fiber remote is added to each node location

#### DESIGN APPROACH AND FUTURE APPLICATIONS

Mobilitie's proposed 5G neutral host DAS design provides full coverage and capacity throughout the entire arena and entry points to provide a seamless handoff from the surrounding macro networks to the DAS.

While the design is future-friendly to the greatest extent possible to support emerging technologies, Mobilitie is cognizant of both the Arena's overall growth strategy, and the major wireless carriers' future technology roadmaps. Our scalable architecture allows for a high degree of flexibility – new services can easily be added without significantly altering the infrastructure installed on day one. Further, we believe in a 'cable-it-once' philosophy so that new services can easily be upgraded to newly emergent technologies without significant disruption to Arena operations or significant added investment when the inevitable upgrade requests come from the wireless carriers.

Our design philosophy contemplates deployment of 5G mmWave spectrum. Having already deployed 5G mmWave in many other venues with wireless carriers, Mobilitie is proposing a robust fiber architecture that can support mmWave by leveraging the existing fiber network and power plant. mmWave infrastructure is not specifically included in our proposal as the timing and availability of the equipment is contingent per carrier. However, we expect that wireless carriers will want to deploy this technology in the future.

Consistent with most wireless carrier service agreements, our neutral host DAS will operate 24/7/365 with 99.9% uptime, meet FCC E-911 requirements, and will be deployed in such a way to minimize interference with any/all susceptible systems in the Arena.



#### DAS OPTIMIZATION & TECHNOLOGY ROADMAP

Arena owners rightly wonder whether new wireless solutions can handle rapid changes to telecommunications technology. Based on our recent and robust experience deploying 5G in stadiums and arenas, the preparation for the next iteration of wireless technologies is key to ensuring rapid implementation and adoption of new technologies and services.

Mobilitie's end state design will include considerations for conduit, cabling, and power availability and develop plans to ensure that the next iteration of technology has the appropriate passive and active infrastructure accounted for in advance. Our deployment philosophy is premised on constructing a fiber rich network that can easily accommodate future carrier upgrade requirements with minimal disruption on arena operations.

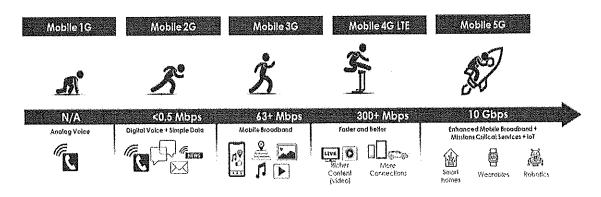


Figure 7: 5G Evolution

#### **OPTIONAL WI-FI SOLUTION ADD-ON**

Mobilitie's range of expertise also includes robust Wi-Fi networks. By partnering with Mobilitie, County of Albany can ensure a state-of-the-art Wi-Fi





network that stays up to date with the Wi-Fi Alliance and Wireless Broadband Alliance (WBA) best practices for performance and security. Mobilitie is a proponent of Opportunistic Wireless Encryption (OWE), also known as Enhanced Open for public Wi-Fi service offerings and has experience with supporting point of sale applications that require up to date secure technologies and best practice operations procedures. These are all services MVP Arena could benefit from by partnering with a wireless expert.

Additionally, as a member of the WBA, Mobilitie can also offer a variety of authentication options to the Wireless LAN, including WBA OpenRoaming™. With this technology, a device will automatically and securely authenticate to the network via a roaming federation of identity providers. Using Passpoint®, a variety of MNO's/MVNO's may



choose to have their subscribers benefit from high performance data and carrier-grade voice quality services on the 'MobilitiePasspoint' SSID.

As the Wi-Fi at this Arena will be meant to potentially service up to 20,000 devices, the network required to support this service will be very robust. Mobilitie recognizes it may be beneficial for venues to leverage this network for additional back of house and operational needs. Here are some of the use cases where customers leverage Mobilitie's network local to the venue:

- Corporate offices, meeting rooms, etc.
- Building automation services
  - HVAC system control
  - o Lighting system control
- Digital signage
  - o Security communications such as IP video surveillance
- VoIP services
- Other IoT services

In order to adequately cover MVP Arena with a Wi-Fi 6E solution, Mobilitie plans for a 1:1 AP swap, maintaining Aruba as the preferred OEM. Utilizing existing copper cabling to the APs and fiber cablings to the IDFs and switches, MVP Arena will see a cost savings for this upgrade. Mobilitie has priced out a plan where we would maintain the same AP counts and design strategy, as well as maintain the same footprint at the MDF/Head end and IDF locations, with similar rack space and power requirements. Our design would operate over Cisco Systems with a consolidated virtual router (XRV) within the server environment to service both core and internet routing needs, allowing for Mobilitie to provide 24/7 network monitoring and Maintenance over the course of the term including features like DHCP, DNS and captive portals.

#### HEAD END / REMOTE ROOM

Mobilitie will plan a head-end space on-site to contain all equipment and carrier radios. It will serve as the interconnect point for all carriers connecting to the network. Mobilitie's head-end equipment will be installed and secured, limiting access to approved personnel. The room will be designed and constructed with reserved space for future technologies to be connected. The RFP contemplates a space of 500SF for this purpose however Mobilitie will be able to confirm a minimum space requirement after the network is designed and an OEM is selected.

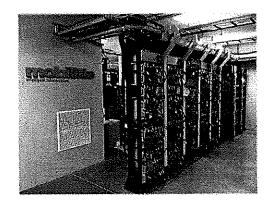


Figure 8: Head end room



#### AESTHETIC CONSIDERATIONS

Antennas, fiber optic cable, remote and head-end electronics will be strategically placed and concealed throughout the venue to ensure the best possible wireless coverage. As much as we can, we will use existing installation point. Our wire-it-once approach preserves the property's aesthetic integrity while minimizing day-to-day operational impacts. Our team will collaborate with the venue's architects, general contractors, and project stakeholders to review the networks design considerations prior to starting installation work, particularly in the bowl, suite and VIP areas of the Arena.

#### **NETWORK OPERATIONS CENTER**

Mobilitie's Network Operations Center (NOC) monitors the performance of our wireless infrastructure across the United States, including our DAS and Wi-Fi networks. The NOC monitors performance, provides remote troubleshooting, and dispatches local resources to perform any maintenance as necessary.

Our NOC includes the following key capabilities:

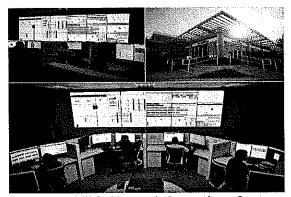


Figure 9: Mobilitie Network Operations Center

- 24/7/365 real time monitoring
- Trouble ticket management and resolution
- Preventative and corrective maintenance
- Tracking major events and real time network performance for major events
- Customer support desk and call center
- Service notifications are automatically tracked using top-of-the-line software that ensures ITIL best practices are followed and SLA's and OLA's are met
- 2<sup>nd</sup> Tier technicians and 3<sup>rd</sup> Tier engineers with extensive wireless service backgrounds available to address any network issues requiring escalation

Our teams work directly with the carriers to implement future technology and maintain optimized network performance levels even as technology changes.

#### WARRANTIES

Mobilitie is making a significant investment in the solutions proposed in this response and proposing to retain ownership of the systems. The products proposed are from our trusted OEM partners with reliable warranties on their equipment. As the technology partner, Mobilitie will maintain the equipment at our own expense and will therefore address any warranty issues that may arise.



#### **EXCEPTIONS**

Mobilitie takes exception to the below items contained in the Request for Proposals:

- 1) Proposer takes exception to Part I, 1.2(A). While Proposer will design the DAS to support all major and local Carrier signals, the only signals that will be broadcast through the system are those that the Carriers choose to deploy pursuant to signed agreements with Proposer.
- 2) Proposer takes exception to Part IV, 1.2(C)(12). Proposer can have a fully operational DAS system substantially complete within 180 days of the later of (a) the execution of an agreement with a carrier, and (b) the date which Proposer receives the requisite approvals from the Venue for such build (which deadline shall be extended day for day for any Venue delays, force majeure events or other circumstances beyond Proposer's control)
- 3) Proposer takes exception to Part IV, 1.2(D). Proposer is happy to sub-meter and reimburse all utilities consumed, but based on experience, a standalone meter is almost impossible to obtain from a utility provider.
- 4) Proposer takes exception to Part IV, 1.2(Z) and Part IV, 3.2(A)(2)-(3). While Proposer is happy to agree to implement any new formats Carriers implement over time, such implementations will require the Carriers agree to commercially reasonable business and financial terms to implement such updates. Adding capacity is a modification to the system which will require a capital expenditure, and the Carriers must agree to doing so.
- 5) Proposer takes exception to Part IV, 1.2(BB) and Part IV, 3.2(A)(3)(J). Proposer has existing relationships with the Carriers, so coordinating all contacts in conjunction with Owner creates an unnecessary burden that would detrimentally impact both Owner and Proposer and add additional time to coming to agreement with the Carriers. Proposer has a proven track record of success in working with the Carriers and will diligently work towards execution of carrier agreements in a timely fashion, and will manage the Carrier negotiations and relationships directly with the Carriers.
- 6) Proposer takes exception to Part IV, 1.13(F). There are multiple components to system operation, some of which is within the Carriers control. A manufacturer service technician in most instances would not be able to solve the issue.
- 7) Proposer takes exception to Part IV, 1.13(H). Proposer will own and operate the System, and the System cannot be used by any other party. Proposer requires the exclusive rights to operating the System, so no other party should be allowed to expand or add to the system during the Term.
- 8) Proposer takes exception to many of the warranty requirements in Part IV, 1.13. Proposer's business model is a third-party neutral host owner and operator pursuant to a long-term agreement. Proposer will maintain and operate the System, and is subject to service level agreements with the Carriers, but typically the equipment purchased will have customary warranties as to the equipment, which are non-transferrable.



- 9) Proposer takes exception to Part IV, 1.13(I)(2). Proposer can provide for the System to be designed to provide coverage over certain areas and meeting a certain signal strength, and also has agreements with the Carriers for outages and restoration, but the ultimate coverage gaps and incorrect signal strengths come from the Carriers, which Proposer will only be able to request and enforce against the Carriers without the right to fix itself.
- 10) Proposer takes exception to Part IV, Section 2.2(A)(5) in that the System will be designed to support all spectrums and frequencies that the Carriers desire to utilize at the venue, but can only provide those spectrums and frequencies that the Carriers choose to provide.
- 11) Proposer takes exception to the requirement in Section 16 that in the event of a breach, Proposer would be liable for all costs to procure a substitute contractor to complete the work. Proposer's business model is to own and operate the System. In the event of a breach resulting in termination (which has never happened in Proposer's history), Proposer would remove the System. Proposer would be significantly harmed by the loss of the System to begin with, as Proposer expends significant funds to design and build the System.
- 12) Proposer takes exception to Section 2.2. Proposer's response and proposal here is specifically tailored to MVP Arena and the requirements and expectations therein. Proposer's proposed financials and model is not intended to apply to any venue across NY State, as each Venue has different circumstances which would impact the business terms. Proposer would be willing to consider a negotiated agreement for this Venue to apply to other NY State or County venues, but the business terms for each one would differ.
- 13) Proposer takes exception to Part 3, Section 3.2 Subsection F (numbering unclear in RFP) regarding the designated head end space of 500SF. Mobilitie cannot agree that this will be sufficient space until a full design is completed with a determined OEM. Mobilitie agrees to work with MVP Arena to determine a sufficient space for equipment upon award.



#### **SECTION IV**

#### COST PROPOSAL - DISTRIBUTED ANTENNA SYSTEM

Mobilitie proposes ownership and operation of the neutral host DAS for MVP Arena at no cost to the County of Albany. The cost model is based on full scope of requirements in the RFP and was based on a preliminary review of the floor plans provided. This contemplates all information provided but is subject to change based on agreement negotiations after Award.

Not only is the capital expense relieved, but ongoing operations of the DAS are relieved including maintenance, system upgrades and utilities. The zero-capital option for technology investment allows for freedom for the County of Albany to operate other portions of the Arena. Mobilitie understands capacity issues facing each network in a busy arena like MVP Arena, and our NOC is prepared to focus on managing optimal long-term solutions that scale with the network's capacity and enhance the user's experience.

The financial proposal set forth below is based on Mobilitie's track record of success with comparable projects in the local market. Our successful references with similar size and scope are a proven route to both deploying state-of-the-art networks with financial models that prove optimal for carrier participation. These terms are offered at the requested term of an initial ten (10) year term with two five (5) year renewals.

| MVP ARENA   DAS FINANCIALS |           |                                  |  |  |
|----------------------------|-----------|----------------------------------|--|--|
| Partnership Payment        | \$225,000 | Paid at venue contract execution |  |  |
| Carrier 1 Payment          | \$75,000  | Paid at first carrier On Air     |  |  |
| Carrier 2 Payment          | \$75,000  | Paid at second carrier On Air    |  |  |
| Carrier 3 Payment          | \$75,000  | Paid at third carrier On Air     |  |  |
| Carrier 4 Payment          | \$75,000  | Paid at fourth carrier On Air    |  |  |
| Total Revenue to Venue:    | \$525,000 |                                  |  |  |

#### Optional Wi-Fi Solution

Mobilitie's creative financial solutions propose ownership and operation of neutral host DAS networks at no cost to venue owners. Mobilitie offers a financially flexible way to deploy a modern 5G ready network with no upfront capital or operational investment. Funds generated through the offered Partnership and Carrier Payments can be taken as lump sum payments as reflected in the model above, or reinvested into other Mobilitie solutions such as the Wi-Fi network proposed in this solicitation. The one-stop shop concept and true consultancy approach to a technology road map is a pinnacle of Mobilitie's strengths.



Just as our DAS offerings provide, we offer to provide the upfront capital required for the deployment of a Wi-Fi network. We then offer flexible payment options, as shown below. These payment schedules cover both the network cost and Mobilitie's monthly network service fee for ongoing monitoring and maintenance through our state-of-the-art Network Operations Center. These terms are offered at an initial five (5) year term.

| MVP ARENA   OPTIONAL WI-FI PRICING        |              |              |              |  |
|---|--------------|--------------|--------------|--|
|   | Option 1     | Option 2     | Option 3     |  |
| Capital Contribution                      | <b>\$</b> -  | \$ 197,397   | \$ 394,793   |  |
| Network Service MRC (Monthly)             | \$ 21,851    | \$ 17,489    | \$ 13,126    |  |
| Annual Escalation                         | 3%           | 3%           | 3%           |  |
| 5-Year Payment Schedule                   |              |              |              |  |
| Capital Down Payment                      | \$           | \$ 197,397   | \$ 394,793   |  |
| Year 1                                    | \$ 262,215   | \$ 209,865   | \$ 157,515   |  |
| Year 2                                    | \$ 270,081   | \$ 216,161   | \$ 162,240   |  |
| Year 3                                    | \$ 278,184   | \$ 222,646   | \$ 167,107   |  |
| Year 4                                    | \$ 286,529   | \$ 229,325   | \$ 172,121   |  |
| Year 5                                    | \$ 295,125   | \$ 236,205   | \$ 177,284   |  |
| Total Payments<br>(Undiscounted)          | \$ 1,392,134 | \$ 1,311,597 | \$ 1,231,061 |  |
| Total Payments<br>(NPV: 8% Discount Rate) | \$ 1,106,638 | \$ 1,083,100 | \$ 1,059,561 |  |

#### **SECTION VI**

#### MANDATORY DOCUMENTATION

The fully executed documentation can be found in Appendix II:

- Attachment A: The Non-Collusive Bidding Certificate
- Attachment B: Acknowledgement by Proposer
- Attachment C: Vendor Responsibility Questionnaire
- Attachment D: Iranian Energy Divestment Certification



#### **CLOSING**

Mobilitie is committed to partnering with the County of Albany, ASM Global and MVP Arena stakeholders to install and operate a robust, world-class wireless network and partnership. As the leader in neutral host wireless networks for the sports and entertainment industries, and with more experience in sports & entertainment venues than any other provider, we are uniquely qualified to ensure your project's success.

Wireless technology is ever evolving and constantly places new demands on carriers, venue management, and fans. We understand what the project requires and Mobilitie is committed to designing, installing, and operating systems that can anticipate, and meet these needs. Our onsite technical and operations team will ensure successful design and installation, and we will monitor and upgrade the network as mobile demand increases over time. Understanding things are moving quickly, we are committed and ready to deploy resources to meet and exceed your expectations.

As the industry's largest privately held infrastructure firm in the US, with more collective experience delivering wireless solutions, Mobilitie is prepared and uniquely qualified to ensure a successful partnership across all ASM Global venues, including MVP Arena.

We look forward to launching a long-term relationship with the County of Albany, expanding our partnership with ASM Global, and investing in world class wireless networks at the Arena.



Appendix I: Mobilitie Team Resumes



Appendix II: Mandatory Documentation





# Christos Karmis

President

#### EDUCATION

Master of Business
Adminstration Warrington
School of Business, University
of Florida

Management Certificate, Harvard University

Bachelor of Science in Mechanical Engineering. Clemson University

#### EXPERIENCE

Deloitte Real Estate Advisory

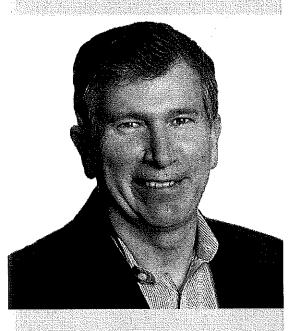
CONTACT

christos@mobilitle.com

Christos serves as President & CEO of Mobilitie where he oversees all aspects of the company's business. He is responsible for leading the company's growth across its tower, small cell, DAS, fiber, and Wi-Fi solutions. Christos has led the Mobilitie team for the development of tens of thousands of cell towers, DAS networks, and small cell nodes across the US and international markets. In addition, he has led the company's public venue strategy which has resulted in the deployment of some of the largest inbuilding DAS and Wi-Fi networks in the country, and installations at stadiums and arenas across all major professional sporting leagues.

Christos has overseen Mobilitie successes such as the design of the world's largest Wi-Fi network in Las Vegas and setting the record for most mobile data traffic on a DAS network during any event in history at the 2017 Kentucky Derby on Mobilitie's Churchill Downs DAS network.

Before joining Mobilitie, Christos specialized in real estate advisory services and the wireless communications industry with Deloitte Consulting. While at Deloitte, he provided operational and network optimization strategies to the world's largest wireless carriers.



# Dana Tardelli

Chief Operating Officer

#### **EDUCATION**

Master of Business Administration, Boston University

Bachelor of Arts, Tufts University

#### EXPERIENCE

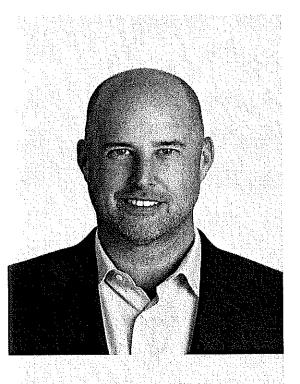
AT&T Mobility

CONTACT

dana@mobilitie.com

Dana serves as Chief Operating Officer, where he oversees Mobilitie's wireless infrastructure solutions across the United States for the wireless service providers. Dana has more than 20 years of experience in the mobile industry and oversees the implementation and expansion of Mobilitie's DAS, Small Cell, Towers and Wi-Fi solutions. Dana's career spans the evolution of the wireless industry.

Prior to Mobilitie, Dana worked for AT&T Mobility, AT&T Wireless and Cingular. His experience includes serving in a key role in AT&T's partnership with Apple on the development of the iPhone, as well as being central to the work with the connected device and connected car segments of AT&T. He also launched AT&T's consumer IoT business, developing new products and business models with Amazon, Ford, Sony, Samsung, and Garmin. Dana also has extensive experience leading AT&T's mobile pricing strategy, including tiered data, shared plans, hard bundles and differentiated services. He championed transformative pricing strategies such as MobileShare that accelerated wireless data adoption.



# Jason Caliento

Chief Commercial Officer

#### **EDUCATION**

Bachelor of Arts, Illinois Wesleyan University

Juris Doctor, DePaul University College of Law

#### EXPERIENCE

SAC Wireless, Nokia

National PMO, Clearwire

CONTACT

jason@mobilitie.com

Jason Caliento serves as the Executive Vice President of Network Strategy at Mobilitie where he creates partnerships with cities, venues and carriers to design and build advanced wireless solutions. Jason has 20 years of experience in the telecommunications industry focused on wireless network development, including some of the nation's largest roll-outs of new technologies and infrastructure.

Jason was an integral part of the innovative solutions created for complex projects like the MGM Portfolio, Pier 57, Audi Field, T-Mobile Arena, among many others. Jason's experience with building large scale program management organizations has lead to his strength in the creation and maintenance of national level relationships with carriers and venue partners such as ASM Global and AEG Worldwide.

Prior to joining Mobilitie, Jason served as the Chief Operating Officer of SAC Wireless, a Nokia Company, providing turnkey program management, site development and deployment. He also led the National PMO for Clearwire.



#### EDUCATION

Bachelor of Arts, Regis University

Certificate of Leadership Development, University of Georgia

#### EXPERIENCE

Sprint, Area President

Cox, Vice President

#### CONTACT

jgallegos@mobilitie.com

# Jerry Gallegos

Senior Vice President, Wireless Solutions

Jerry Gallegos serves as Senior Vice President of Wireless Solutions at Mobilitie where he oversees the business development for Venues and Venue partnerships.

Prior to joining Mobilitie, Jerry was West Area President for Sprint, consisting of 14 states and overseeing all sales strategy, network oversight, customer service, marketing communications and general operations. Prior to Sprint, Jerry was Vice President of Field Sales for the West at Cox Communications, responsible for all Retail, Third Party Retail and Direct Sales activity for Cox in Arizona, Las Vegas and California. Previously, he served as Vice President of Sales for the Southwest Region at Cox.

With more than 25 years of wireless and cable communications industry experience, Jerry has also held leadership positions at Alltel Wireless, Western Wireless, AT&T Broadband /Comcast, and Verizon Wireless.



#### EDUCATION

Master of Business Administration, Kellogg School of Management, Northwestern University

Juris Doctor, Vermont Law School

Bachelor of Arts, Western Washington University

#### EXPERIENCE

Recycled Energy Development

#### CONTACT

mmullarkey@mobilitie.com

# Melissa Mullarkey

Regional Vice President, Wireless Solutions

Melissa is responsible for wireless carrier business development. In this role she works with the wireless carriers to grow DAS, small cell and tower projects. Melissa has successfully led the carrier lease process for professional sports stadiums, entertainment venues, and public buildings. She previously served as the Vice President of Government & Utility Relations where she secured public-private partnerships to deploy wireless infrastructure.

Melissa has over a decade of experience deploying and operating utility infrastructure. Prior to joining Mobilitie, Melissa developed electric, steam and water utility plants across the country. While in this role she managed the transaction process to acquire and develop behind-the-fence utility plants. In addition to project execution Melissa also oversaw external engagements with customers, utilities, and government.

#### **KEY PROJECT EXPERIENCE:**

TQL Stadium DAS Cincinnati, OH
Target Center DAS Minneapolis, MN
Ruoff Music Center DAS Noblesville, IN
Daley Center DAS Chicago, IL



EDUCATION

**Bachelor of Science Business** Administration, University of Pheonix

Management and Executive Development Program, Southern Methodist University, Cox School of Business

#### EXPERIENCE

Connectivity Wireless

Ericsson

LightSquared

#### CONTACT

rick@mobilitie.com

# Rick Ruff

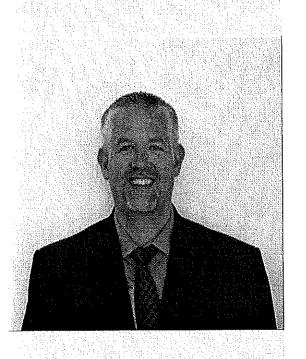
Vice President, DAS Deployment

Rick currently serves as the Vice President - Network Engineering at Mobilitie. He is responsible for managing all aspects of DAS and Headend design, Mobilitie engineering standards, DAS commissioning, and carrier integration. His role also includes managing DAS vendors and contractors, as well as working with venues and the wireless service providers to ensure their requirements are met. He is an expert in the evolving wireless technology and maintains long term relationships with various OEMs and other industry partners.

Prior to his role with Mobilitie, Rick managed DAS deployment and business development with Connectivity Wireless Solutions and Torrecom, arriving in the DAS industry after a long career in RF Engineering senior leadership roles with Sprint Nextel and Ericsson, Rick's extensive experience in RF network RAN, DAS and macro site designs makes him an integral part of Mobilitie's engineering team.

#### **KEY PROJECT EXPERIENCE:**

Crypto.com Arena DAS Los Angeles, CA Dignity Health Sporks Park DAS & CBRS Carson, CA T-Mobile Arena DAS Las Vegas, NV Toyota Amphitheatre DAS Wheatland, CA



#### **EDUCATION**

Bachelor of Arts, Civil Engineering, New Jersey Institute of Technology

Program Management Institute (PMI) certificate, George Washington University

#### EXPERIENCE

Ericsson Site Development and Construction Management

#### CONTACT

wgable@mobilitie.com

# William Gable

### Vice President, Network Deployment

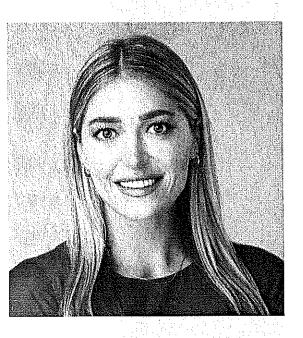
Will serves as Vice President of Network Deployment, where he oversees Mobilitie's wireless infrastructure builds nationally. Will has more than 20 years of experience in the wireless industry and oversees Mobilitie's DAS, Towers and Fiber deployments. Will and his team have deep experience in deployment of infrastructure in transit environments, where a track access & safety demand a high degree of discipling and coordination.

Prior to Mobilitie, Will led Ericsson's site development and construction management programs in the West Region. His experience includes program, construction and project management for wireless network buildouts, site acquisition, construction as well as civil engineering and surveying.

Will is well-versed in managing larger tier (multi-million dollar) projects encompassing day-to-day operations, implementation of project schedules, formation of high-performing teams responsible for project execution, budget adherence and timelines.

#### **KEY PROJECT EXPERIENCE:**

Bay Area Rapid Transit DAS, Wi-Fi & Fiber San Francisco, CA Sound Transit DAS Seattle, WA Dignity Health Sports Park DAS & CBRS Carson, CA Allianz Field DAS St. Paul, MN T-Mobile Arena DAS Las Vegas, NV



#### EDUCATION

Bachelor of Arts Marketing and Communication, Bowling Green State University

#### EXPERIENCE

Airwayz Solutions

#### CONTACT

crystal@mobilitie.com

# Crystal Poncsak

### Sr. Director of Wireless Solutions, Business Development

Crystal has 6+ years of wireless industry experience in all major facets of the wireless ecosystem including Neutral Host and Managed Service Providers selling and deploying DAS, Wi-Fi, Public Safety, Two-Way Radios (back of house), and CBRS networks. She has held positions in both Strategic Marketing and Business Development with specific expertise in developing strategic national relationships and portfolio programs with large public venue owners in Commercial Real Estate, Sports & Entertainment, and Higher Education.

She serves as Senior Director of Wireless Solutions on the Venue Team, where she is responsible for cultivating new business as well as building and managing long term customer and strategic partner relationships.

Prior to Mobilitie, Crystal worked as the Director of Real Estate Partnerships at Airwavz Solutions where she opened the west coast commercial real estate market.

#### **KEY PROJECT EXPERIENCE:**

Prime West Developments DAS Denver, CO Huntington Center DAS Toledo, OH Pensacloa Bay Center DAS Pensacola, FL. The Current, River North Denver, CO 6363 S. Fiddlers Green Circle Denver, CO



# Antonio Rivas

Sr. Director, Technical Solutions

#### EDUCATION

Bachelor of Science Electrical Engineering, Cleveland State University

#### EXPERIENCE

Equix, Inc., VP of Broadband Wireless

Crown Castle, Director of RF Engineering

AT&T, ASG Director of RF Engineering

#### CONTACT

arivas@mobilitie.com

Tony serves as the Sr Director of Technical Solutions where he is responsible for developing innovative technical solutions including DAS, CBRS, Distributed Fiber/CRAN, Wi-Fi Offload, and many others. He leads a technical team that specializes in meeting RF and network design requirements that ensure successful deployments and network performance. In this role, Tony serves as the primary technical liaison between customers and the Mobilitie engineering, operations and business development teams. Tony is highly skilled in designing and offering solutions that meet customer demands and aggressive timelines, while maintaining a commitment to customer satisfaction.

Prior to Mobilitie, Tony worked in leadership roles in the wireless industry, with the last 15 years concentrated on indoor and outdoor DAS and small cell networks, mainly focused on supporting the wireless carriers.

#### **KEY PROJECT EXPERIENCE:**

Churchill Downs DAS Louisville, KY
Huntington Center DAS Toledo, OH
Hollywood Casino DAS IL and MO
Westin Crown Center DAS Kansas City, MO
Sheraton Crown Center DAS Kansas City, MO



#### EDUCATION

Bachelor of Science, Management and Computer Information Systems, University of Northern Colorado

#### EXPERIENCE

T2 Technology, Advisor Group

Nework & Telecommunications, University of Northern Colorado

### CONTACT

jon@mobilitie.com

### Jon Buck

## Sr. Director, Technical Operations and Architecture Network

Jon currently serves as the Senior Director of Technical Operations and Architecture at Mobilitie. In this role, Jon leads Wi-Fi operations and network architecture activities nationally. Responsible for the day to day operations of Wi-Fi services and architecture of next generation networks, he leads all technical Wi-Fi service delivery activities throughout the extensive Mobilitie Wi-Fi portfolio.

Jon has over 25 years in Information Technology. Prior to joining Mobilitie, Jon previously held roles as a VP of Wireless Operations, Sr. IT Consultant, and Assistant Director of IT, Networking and Telecommunications for a 14,000 student university.

#### **KEY PROJECT EXPERIENCE:**

MGM International Wi-Fi, Las Vegas, NV
Nationwide Arena DAS & Wi-Fi, Columbus, OH
Tacoma Dome/ Convention Center Wi-Fi, Tacoma, WA
Audi Field Wi-Fi, Washington D.C.
Camping World Stadium Wi-Fi, Orlando, FL
Pier 57 Wi-Fi, Manhattan, NY



# Matthew Plummer

Senior Manager, Technical Solutions

#### EDUCATION

BS Electrical and Computer Engineering, Rowan University

#### EXPERIENCE

Verizon Wireless, RF/System Performance Engineer

Intenna System, RF Engineer

#### CONTACT

mplummer@mobilitie.com

Matt is the Senior Manager of Technical Solutions for Mobilitie and is responsible for designing cutting edge solutions for iDAS, Private Networks, WiFi Offload, and oDAS for Venues. He manages teams that provide technical solutions to RF needs for both venues and wireless carriers and provide documentation for smooth transitions to aid successful system deployments. Matt's typically utilized for his technical expertise and ability to adapt to various project scenarios on the fly. Matt also is highly skilled at communicating technical solutions in terms that make sense to all audiences, leading to customers having high satisfaction with technical correspondence.

Previous to working at Mobilitie, Matt started his career as a field engineer for a DAS integration company and then moved on to Verizon Wireless as a joint RF/Performance engineer specifically embedded in the In-Building program for Verizon Wireless in the Philadelphia/Tri-State market.

#### **KEY PROJECT EXPERIENCE:**

9/11 Memorial iDAS & oDAS New York, NY Audi Field DAS & Wi-Fi Washington, DC Nationwide Arena DAS Columbus, OH Capital One Arena DAS Washington, D.C. TQL Stadium DAS Cincinnati, OH

# COUNTY OF ALBANY DEPARTMENT OF GENERAL SERVICES PURCHASING DIVISION 112 STATE STREET, ROOM 1000, ALBANY, NY 12207 TELEPHONE: 518-447-7140/ FAX: 518-447-5588

TITLE: Digital Antenna System (DAS) for MVP Arena

RFP NUMBER: 2022-149

#### Receipt Confirmation Form

Please complete and return this confirmation form as soon as possible:

Pamela O Neill
Purchasing Agent
County of Albany
112 State Street, Room 1000
Albany, NY 12207

## IF YOU PLAN TO SUBMIT A PROPOSAL, YOU <u>MUST</u> RETURN THIS FORM TO ENSURE THAT YOU WILL RECEIVE ALL FURTHER COMMUNICATION REGARDING THIS RFP.

| Company Name: Mobilitie Operations, LLC   |                                   | *  |
|---|-----------------------------------|--|
| Address: 660 Newport Center Dr. Suite 20  | 00                                |  |
| City: Newport Beach   | State: CA                         | Zip Code: 92660                          |
| Contact Person: Crystal Poncsak   |                                   |  |
| Title: Business Development Sr. Director  | •                                 |  |
| Phone Number: 419-575-5263 Fax Number: 9  | 949-274-7563                      | E-Mail: crystal@mobilitie.com            |
| If a Bidders/Proposers meeting has been arrang  | ed for this Bid/RFP<br>Yes / 🛭 No | , please indicate if you plan to attend: |
| I authorize the County of Albany to send further urgent nature by the following method (check): | correspondence that               | at the County deems to be of an          |
| Fax Number:   | E-Mail                            |  |

#### COUNTY OF ALBANY

#### PROPOSAL FORM

#### PROPOSAL IDENTIFICATION:

Title: Digital Antenna System (DAS) for MVP Arena

RFP Number: 2022-149

#### THIS PROPOSAL IS SUBMITTED TO:

Pamela O Neill, Purchasing Agent Albany County Department of General Services Purchasing Division 112 State Street, Room 1000 Albany, NY 12207

- 1. The undersigned Proposer proposes and agrees, if this Proposal is accepted, to enter into a Contract with the owner in the form included in the Contract Documents to complete all Work as specified or indicated in the Contract Documents for the Contract Price and within the Contract Time indicated in this Proposal and in accordance with the Contract Documents.
- 2. Proposer accepts all of the terms and conditions of the Instructions to Proposers, including without limitation those dealing with the Disposition of Proposal Security. This Proposal may remain open for ninety (90) days after the day of Proposal opening. Proposer will sign the Contract and submit the Contract Security and other documents required by the Contract Documents within fifteen days after the date of County's Notice of Award.
- 3. In submitting this Proposal, Proposer represents, as more fully set forth in this Contract, that:
  - (a) Proposer has examined copies of all the Contract Documents and of the following addenda: (If none, so state)

Date Number

(receipt of all of which is hereby acknowledges) and also copies of the Notice to Proposers and the Instructions to Proposers;

(b) Proposer has examined the site and locality where the Work is to be performed, the legal requirements (federal, state and local laws, ordinances, rules and regulations) and the conditions affecting cost, progress or performance of the Work and has made such independent investigations as Proposer deems necessary;

- (c) This Proposal is genuine and not made in the interest of or on behalf of any undisclosed person, firm or corporation and is not submitted in conformity with any agreement or rules of any group, association, organization or corporation; Proposer has not directly or indirectly induced or solicited any other Proposer to submit a false or sham Proposal; PROPOSER has not solicited or induced any person, firm or a corporation to refrain from Proposing; and Proposer has not sought by collusion to obtain for himself any advantage over any other Proposer or over the owner.
- 4. Proposer will complete the Work for the following prices(s): (Attach Proposal)
- 5. Proposer agrees to commence the Work within the number of calendar days or by the specific date indicated in the Contract. Proposer agrees that the Work will be completed within the number of Calendar days or by the specific date indicated in the contract.
- 6. The following documents are attached to and made a condition of this Proposal:
  - (a) Non-Collusive Bidding Certificate (Attachment "A")
  - (b) Acknowledgment by Bidder (Attachment "B")
  - (c) Vendor Responsibility Questionnaire (Attachment "C")
  - (d) Iranian Energy Divestment Certification (Attachment "D")
- 7. Communication concerning this Proposal shall be addressed to:

|        | Poncsak          | <br>  | <br> | <br> | بېې          |
|--------|------------------|-------|------|------|--------------|
| crysta | al@mobilitie.com | <br>  |      | <br> | <del>-</del> |
|        |                  | <br>- | <br> | <br> |              |
| Phone: | 419-575-5263     |       |      |      | -            |

8. Terms used in this Proposal have the meanings assigned to them in the Contract and General Provisions.

#### **COUNTY OF ALBANY**

#### **COST PROPOSAL FORM**

#### PROPOSAL IDENTIFICATION:

Title: Digital Antenna System (DAS) for MVP Arena RFP Number; 2022-149

| COMPANY:            | Mobilitie Operations, LLC        |     |           |
|---------------------|----------------------------------|-----|-----------|
| ADDRESS:            | 660 Newport Center Dr, Suite 200 |     |           |
| CITY, STATE, ZIP:   | Newport Beach, CA 92660          |     |           |
| TEL. NO.:           | 419-575-5263                     |     |           |
| FAX NO.:            | 949-274-7563                     |     |           |
| FEDERAL TAX ID NO.: | 87-11546212                      |     |           |
| REPRESENTATIVE:     | Crystal Poncsak                  |     |           |
| E-MAIL:             | crystal@mobilitie.com            |     |           |
| SIGNATURE AND TITLE | -CHAR SP. DIRECTOR, WIFE         | ESS | SOLUTIONS |
| DATE 1/12/2023      |                                  |     |           |

### ATTACHMENT "A" NON-COLLUSIVE BIDDING CERTIFICATE PURSUANT TO SECTION 103-D OF THE NEW YORK STATE GENERAL MUNICIPAL LAW

- A. By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid, each party thereto certifies as to its own organizations, under penalty of perjury, that to the best of knowledge and belief:
- (1) The prices in this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor.
- (2) Unless otherwise required by law, the prices which have been quoted in this bid have not knowingly been disclosed by the bidder and will not knowingly be disclosed by the bidder, directly or indirectly, prior to opening, to any bidder or to any competitor.
- (3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

A bid shall not be considered for award nor shall any award be made where (1), (2), and (3) above have not been complied with; provided, however, that in any case the bidder cannot make the foregoing certification, the bidder shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons thereof. Where (1), (2), and (3) above have not been complied with, the bid shall not be considered for any award nor shall any award be made unless the head of the Purchasing Unit to the political subdivision, public department, agency or official thereof to which the bid is made, or his designee, determines that such disclosure was not made for the purpose of restricting competition.

The fact that a bidder (a) has published price lists, rates, or tariffs covering items being procured, (b) has informed prospective customer of proposed or pending publication of new or revised price lists for such items, or (c) has sold the same items to other customers at the same prices being bid, does not constitute, without more, a disclosure within the meaning of paragraph "A" above.

B. Any bid hereafter made to any political subdivision of the state or any public department, agency or official thereof by a corporate bidder for work or services performed or to be performed or goods sold or to be sold, where competitive bidding is required by statute, rule, regulation, local law, and where such bid contains the certification referred to in paragraph "A" of this section, shall be deemed to have been authorized by the Board of Directors of the bidder, and such authorization shall be deemed to include the submission of the bid and the inclusion therein of the certificate as to non-collusion as the act and deed of the corporation

| Signature                 |  |
|---------------------------|--|
| SVP, General Counsel      |  |
| Title                     |  |
| Mobilitie Operations, LLC |  |
| Company Name              |  |

 $\Omega \Omega$ 

1/10/23

Date

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

| State of California County of Orange                                      | )  |
|---|--|
| On January 10th 2023 before me,   | Tarricia Princestlo Notary Public (insert name and title of the officer)                                   |
| *   | (insert name and title of the officer)   |
|   | vidence to be the person(s) whose name(s) is/are   |
| subscribed to the within instrument and acknow                            | /ledged to me that he/she/they executed the same in<br>by his/her/their signature(s) on the instrument the |
| I certify under PENALTY OF PERJURY under t paragraph is true and correct. | he laws of the State of California that the foregoing  |
| WITNESS my hand and official seal.  | PATRICIA PRINCEOTTO  OMM # 2341008   |
| Signature far June 900  | (Seal) Comm Exp Jan. 8, 2025   |

### ATTACHMENT "B" ACKNOWLEDGMENT BY PROPOSER

If Individual or Individuals: STATE OF **COUNTY OF** to me known and known to me to be the same person(s) described in and who executed the within instrument, and he (or they severally) acknowledged to me that he (or they) executed the same. Notary Public, State of Qualified in Commission Expires If Corporation: STATE OF SS.: COUNTY OF to me known, who, being by me sworn, did say that he resides at (give this day of that he is the (give title) address) the (name , the corporation described in and which executed the above instrument; that he knows the seal of the corporation, and that the seal affixed to the instrument is such corporate seal; that it was so affixed by order of the board of directors of the corporation, and that he signed his name thereto by like order. Notary Public, State of Qualified in Commission Expires If Partnership: STATE OF SS.: COUNTY OF On the \_\_\_\_\_\_ day of \_\_\_\_\_\_, 20 \_\_\_, before me personally came \_\_\_\_\_\_\_, to me known to be the individual who executed the foregoing, and who, being duly sworn, did depose and say that he / she is a partner of the firm of \_\_\_\_\_ and that he / she has the authority to sign the same, and acknowledged that he / she executed the same as the act and deed of said partnership. Notary Public, State of Qualified in Commission Expires

## ATTACHMENT "C" ALBANY COUNTY VENDOR RESPONSIBILITY QUESTIONNAIRE

| 1. VENDOR IS:  |   |                              |   |             |                 |           |
|--|---|------------------------------|---|-------------|-----------------|-----------|
| ☑ PRIME CONTRACTOR   |   |                              |   |             |                 | :         |
| 2. VENDOR'S LEGAL BUSINESS NAME Mobilitie Operations, LLC  |   |                              | 3. IDENTIFICATION a) FEIN #87-115 b) DUNS # |             | ERS             | -         |
| 4. D/B/A – Doing Business As (if applicab  | ole) & COUNTY FIELD:  |                              | 5. WEBSITE ADD                              | RESS (if a  | pplicable)      |           |
| Mobilitie  |   |                              | www.mobiliti                                | e.com       |                 | :         |
| 6. ADDRESS OF PRIMARY PLACE OF   | BUSINESS/EXECUTIVE OFFI   | CE                           | 7. TELEPHONE<br>NUMBER                      |             | 8. FAX NUM      | 1BER      |
| 660 Newport Center Dr., S  | uite 200  |                              | 949-646-280                                 | 0           | 949-274         | -7563     |
| 9. ADDRESS OF PRIMARY PLACE OF IN NEW YORK STATE, if different from  | BUSINESS/EXECCUTIVE OF  | CE                           | 10. TELEPHONE<br>NUMBER                     |             | H. FAX NU       | MBER      |
| 1400 Broadway 17th Floo  | r, New York, NY 100   | 018                          |   |             |                 |           |
| 12. AUTHORIZED CONTACT FOR THI  Name Chris Glass  Title SVP, General Couns Telephone Number Fax Number e-mail chris@mobilitie.com    | el<br>n   |                              |   |             |                 |           |
| 13. LIST ALL OF THE VENDOR'S PRI   | VCIPAL OWNERS.  | ····                         | 4 - 1 - 2 - 2 - 2 - 2 - 2 - 2 - 2 - 2 - 2   |             | ········        |           |
| a) NAME N/A  | TITLE   | b) NAME                      | :   | TITLE       |                 |           |
| e) NAME  | TITLE   | d) NAME                      |   | TITLE       | - <del>1 </del> |           |
| A DETAILED EXPLANATION IS REQUATTACHMENT TO THE COMPLETED THE COUNTY IN MAKING A DETERNITHE QUESTION NUMBER.                         | QUESTIONNAIRE. YOU MU   | ST PROVI                     | DE ADEQUATE DE                              | TAILS OR    | L DOCUMEN.      | IS TO AID |
| 14. DOES THE VENDOR USE, OR INAME, FEIN, or D/B/A OTHER name(s), Federal Employer Identification numbers were/are in use. Explain to | FHAN THOSE LISTED IN ITEN<br>cation Number(s) or any D/B/A i        | AS 2-4 ABC                   | OVE? List all other bu                      | siness      | ĭ Yes           | □No       |
| 15: ARE THERE ANY INDIVIDUAL<br>TO THE VENDOR, INCLUDING<br>PAST ONE (1) YEARS HAVE SE   | PRICIPAL OWNERS AND OF  |                              |   |             | <b>□</b> v      | V N.      |
| a) An elected or appointed pub<br>List each individual's name,<br>to, and dates of service   | lic official or officer? business title, the name of the or         | ganization                   | and position elected o                      | r appointed | ☐ Yes           | X No      |
| b) An officer of any political pr<br>List each individuals name,<br>with applicable service date                                     | arty organization in Albany Cour business title or consulting capes | ity, whether<br>ucity and th | paid or unpaid?<br>e official political pos | ition held  | ☐ Yes           | ĭ No      |

| 16. | OR CC<br>OR MC<br>SHAR                    | IN THE PAST (5) YEARS, HAS THE VENDOR, ANY INDIVIDUALS SERVING IN MANAGERIAL DNSULTING CAPACITY, PRINCIPAL OWNERS, OFFICERS, MAJOR STOCKHOLDER(S) (10% ORE OF THE VOTING SHARES FOR PUBLICLY TRADED COMPANIES, 25% OR MORE OF THE ES FOR ALL OTHER COMPANIES), AFFLITIATE OR ANY PERSON INVOLVED IN THE NG OR CONTRACTING PROCESS:   |         |              |
|-----|---|--|---------|--------------|
|     | a)  | been suspended, debarred or terminated by a local, state or federal authority in connection with a contract or contracting process;  | ☐ Yes   | X No         |
|     |   | 2. been disqualified for cause as a bidder on any permit, license, concession franchise or lease;  |         |              |
|     |   | 3 entered into an agreement to a voluntary exclusion from bidding/contracting;   |         |              |
|     |   | 4, had a bid rejected on an Albany County contract for failure to comply with the MacBride Fair<br>Employment Principles;  |         | -            |
| :   |   | 5. had a low bid rejected on a local, state or federal contract for failure to meet statutory affirmative action or M/WBE requirements on a previously held contract;  |         | :            |
|     |   | 6, had status as a Women's Business Enterprise, Minority Business Enterprise or Disadvantaged Business Enterprise, de-certified, revoked or forfeited;   |         |              |
|     |   | <ol> <li>been subject to an administrative proceeding or civil action seeking specific performance or<br/>restitution in connection with any local, state or federal government contract;</li> </ol>   |         |              |
|     |   | <ol> <li>been denied an award of a local, state or federal government contract, had a contract suspended or<br/>had a contract terminated for non-responsibility; or</li> </ol>  |         |              |
| i   |   | <ol><li>had a local, state or federal government contract suspended or terminated for cause prior to the<br/>completion of the term of the contract.</li></ol>   |         |              |
|     | b)  | been indicted, convicted, received a judgment against them or a grant of immunity for any business-<br>related conduct constituting a crime under local, state or federal law including but not limited to, fraud<br>extortion, bribery, racketeering, price-fixing, bid collusion or any crime related to truthfulness and/or<br>business conduct?  | Yes     | X No         |
|     | c)  | been issued a citation, notice, violation order, or are pending an administrative hearing or proceeding or determination of violations of:   | ☐ Yes   | X No         |
|     |   | L. federal, state or local health laws, rules or regulations,  | [_] (C3 | <u>ده</u> ده |
| 17. | JUDG<br>AGEN<br>Indica                    | te if this is applicable to the submitting vendor or affiliate. State whether the situation(s) was a claim,  | ☐ Yes   | X No         |
|     | атюип                                     | ent, injunction, lien or other with an explanation. Provide the name(s) and address(es) of the agency, the at of the original obligation and outstanding balance. If any of these items are open, unsatisfied, indicate tus of each item as "open" or "unsatisfied,"   |         |              |
| 18. | DURI                                      | NG THE PAST THREE (3) YEARS, HAS THE VENDOR FAILED TO:   |         |              |
|     | ,   | file returns or pay any applicable federal, state or city taxes?  Identify the taxing jurisdiction, type of tax, liability year(s), and tax liability amount the vendor falled to file/pay and the current status of the liability.  | ☐ Yes   | X No         |
|     |   | file returns or pay New York State unemployment insurance?  Indicate the years the vendor failed to file/pay the insurance and the current status of the liability.  | ☐ Yes   | X No         |
|     | c)  | Property Tax<br>Indicate the years the vendor failed to file:  | ☐ Yes   | ⊠ No         |
| 19. | FTS A<br>BANK<br>REGA<br>Indica<br>and F1 | E ANY BANKRUPTCY PROCEEDINGS BEEN INITIATED BY OR AGAINST THE VENDOR OR FFILIATES I WITHIN THE PAST SEVEN (7) YEARS (WHETHER OR NOT CLOSED) OR IS ANY CRUPTCY PROCEEDING PENDING BY OR AGAINST THE VENDOR OR ITS AFFILIATES IRDLESS OR THE DATE OF FILING? It if this is applicable to the submitting vendor or affiliate. If it is an affiliate, include the affiliate's name EIN. Provide the court name, address and docket number. Indicate if the proceedings have been initiated, in pending or have been closed. If closed, provide the date closed.  | Yes     | ⊠ No         |
| 20, | BELJE<br>IT7 Pr<br>Ration                 | E VENDOR CURRENTLY INSOLVENT, OR DOES VENDOR CURRENTLY HAVE REASON TO EVE THAT AN INVOLUNTARY BANKRUPTCY PROCEEDING MAY BE BROUGHT AGAINST ovide financial information to support the vendor's current position, for example, Current Ration, Debt n, Age of Accounts Payable, Cash Flow and any documents that will provide the agency with an standing of the vendor's situation.  | ☐ Yes   | X No         |
| l   |   | Annual Box and Annual A |         |              |

| 21. | IN THE PAST FIVE (5) YEARS, HAS THE VENDOR OR ANY AFFILIATES:  | ☐ Yes | X No |
|-----|--|-------|------|
|     | <ul> <li>a) defaulted or been terminated on, or had its surety called upon to complete, any contract (public or private)<br/>awarded;</li> </ul>   |       |      |
|     | Indicate if this is applicable to the submitting vendor or affiliate. Detail the situation(s) that gave rise to the negative action, any corrective action taken by the vendor and the name of the contracting agency. |       |      |

14 continued: Mobilitie operates under multiple Affiliate entities, which all fall under the same "Mobilitie" business name, which has been used ongoing for the past 10+ years:

Mobilitic Investments III, LLC: FEIN 26-2034838 (operations ceased in 2021)

Mobilitie Investments III-A, LLC: FEIN 87-1021717 Mobilitie Investments III-B, LLC: FEIN 87-1036038 Mobilitie Investments III-C, LLC: FEIN 87-1059580 Mobilitie Investments IV, LLC: FEIN 83-1757441 Mobilitie Services, LLC: FEIN 47-4222190

1 "Affiliate" meaning: (a) any entity in which the vendor owns more than 50% of the voting stock; (b) any individual, entity or group of principal owners or officers who own more than 50% of the voting stock of the vendor; or (c) any entity whose voting stock is more than 50% owned by the same individual, entity or group described in clause (b). In addition, if a vendor owns less than 50% of the voting stock of another entity, but directs or has the right to direct such entity's daily operations, that entity will be an "affiliate" for purposes of this questionnaire.

#### ALBANY COUNTY VENDOR RESPONSIBILITY QUESTIONNAIRE

FEIN#

| State of:  | ) got   |
|--|---|
| County of:   | ) ss:<br>)  |
| CERTIFICATION:   |   |
| Albany in making a deter<br>the County may in its dis-<br>made herein; acknowledge | zes that this questionnaire is submitted for the express purpose of assisting the County of mination regarding an award of contract or approval of a subcontract; acknowledges that cretion, by means which it may choose, verify the truth and accuracy of all statements ses that intentional submission of false or misleading information may constitute a felony 210.40 or a misdemeanor under Penal Law Section 210.35 or Section 210.45, and may |

The undersigned certifies that he/she:

accurate and complete.

- Has not altered the content of the questions in the questionnaire in any manner;
- Has read and understands all of the items contained in the questionnaire and any pages attached by the submitting vendor;

also be punishable by a fine and/or imprisonment of up to five years under 18 USC Section 1001 and may result in contract termination; and states that the information submitted in this questionnaire and any attached pages is true,

- Has supplied full and complete responses to each item therein to the best of his/her knowledge, information ad belief;
- Is knowledgeable about the submitting vendor's business and operations;
- Understands that Albany County will rely on the information supplied in the questionnaire when entering
  into a contract with the vendor;
- Is under duty to notify the Albany County Purchasing Division of any material changes to the vendor's responses.

| Name of Business<br>Mobilitie Operations, LLC | Signature of Owner                    |
|---|---------------------------------------|
| Address 660 Newport Center Drive Ste 200      | Printed Name of Signatory Chris Glass |
| City, State, Zip Newport Beach, CA 92660      | Title SVP, General Counsel            |

Swam before me this 10 thy of Junuary 2023
Notice Public

Printed Name
Printed Name
Par Cincert

Signature
01102023

Date

PATRICIA PRINCEOTTO
COMM # 2341008
ORANGE County
California Notary Public
Comm Exp Jan. 8, 2025

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

| State of California County of Orange  | )  |   |  |
|---|--|---|--|
| On January 10th 2003 before me,   | Patricia                                 | Princeoffo                                    | Netary<br>Public                         |
| <i>f</i>  | (insert nam                              | e and title of the offic                      | er)                                      |
| personally appeared Chiis Has   | · <b>,</b>                               |   |  |
| personally appeared Chirs Jas<br>who proved to me on the basis of satisfactory e<br>subscribed to the within instrument and acknow<br>his/her/their authorized capacity(ies), and that I<br>person(s), or the entity upon behalf of which the | vieagea to me thi<br>bv his/her/their si | at he/she/they execu<br>anature(s) on the ins | ted the same in<br>strument the          |
| I certify under PENALTY OF PERJURY under paragraph is true and correct.   | the laws of the S                        | tate of California that                       | t the foregoing                          |
| WITNESS my hand and official seal.  |  | PATRICIA P                                    | RINCEOTTO                                |
| Signature Patr (mas )   | _ (Seal)                                 | Gallfornia No                                 | 2341008 County Stary Public Jan. 8, 2025 |

# Attachment "D" Certification Pursuant to Section 103-g Of the New York State General Municipal Law

- A. By submission of this bid/proposal, each bidder/proposer and each person signing on behalf of any bidder/proposer certifies, and in the case of a joint bid, each party thereto certifies as to its own organization, under penalty of perjury, that to the best of its knowledge and belief that each bidder is not on the list created pursuant to paragraph (b) of subdivision 3 of Section 165-a of the New York State Finance Law.
- B. A Bid/Proposal shall not be considered for award, nor shall any award be made where the condition set forth in Paragraph A above has not been complied with; provided, however, that in any case the bidder/proposer cannot make the foregoing certification set forth in Paragraph A above, the bidder/proposer shall so state and shall furnish with the bid a signed statement which sets forth in detail the reasons therefor. Where Paragraph A above cannot be complied with, the Purchasing Unit to the political subdivision, public department, agency or official thereof to which the bid/proposal is made, or his designee, may award a bid/proposal, on a case by case business under the following circumstances:
  - 1. The investment activities in Iran were made before April 12, 2012, the investment activities in Iran have not been expanded or renewed after April 12, 2012, and the Bidder/Proposer has adopted, publicized and is implementing a formal plan to cease the investment activities in Iran and to refrain from engaging in any new investments in Iran; or
  - 2. The political subdivision makes a determination that the goods or services are necessary for the political subdivision to perform its functions and that, absent such an exemption, the political subdivision would be unable to obtain the goods or services for which the contract is offered. Such determination shall be made in writing and shall be a public document.

M M

|         | Signature                 |
|---------|---------------------------|
|         | SVP, General Counsel      |
|         | Title                     |
| 1/10/23 | Mobilitie Operations, LLC |
| Date    | Company Name              |

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

| State of California County of Orange   |
|--|
| On January 10th 2023 before me, Tatricia Prince of to Publica (insert name and title of the officer)                           |
| personally appeared  |
| I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. |
| WITNESS my hand and official seal.  PATRICIA PRINCEOTTO  COMM # 2341008  ORANGE County   |
| Signature Au Curce (Seal)  |

### Sheet MS4-1: Bidder/Proposer Certification Statement (to be used with Section 34 Part A – General Contracts)

As a bidder seeking to provide services on behalf of Albany County, I certify under penalty of law that I understand and agree to comply with the terms and conditions of the New York State Pollutant Discharge Elimination System ("SPDES") General Permit for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4 Permit) and Albany County Local Law 7 of 2007, and agree to implement any Best Management Practices or corrective actions identified by Albany County or an authorized representative thereof as necessary to maintain compliance. I understand that Albany County must comply with the terms and conditions of the aforementioned MS4 Permit, and that it is unlawful for any person to directly or indirectly cause or contribute to a violation of water quality standards. I am also aware that County Local Law 7 of 2007 prohibits any activities that cause or contribute to a violation of the County's SPDES permit. Further, I understand that any non-compliance by Albany County will not diminish, eliminate or lessen my own liability.

| Name of                      | Third Party Entity: _ | Mobilitie Operations, LLC   |
|------------------------------|-----------------------|---|
| Address:                     | 660 Newport Cen       |   |
|                              | Newport Beach, C      | 92660   |
| Phone Nu                     | ımber(s):             |   |
| to the Alb                   | any County Storm V    | performed by your firm or organization within Albany County are related ater Management Program (SWMP) (include any activities that have the nt pollution and/or affect water quality): |
| <b>Descriptic</b><br>MVP Are |                       | is to be performed within Albany County facilities:   |
|                              |                       | Signature<br>Chris Glass  |
|                              |                       | Printed Name  |
|                              |                       | SVP, General Counsel  |
|                              |                       | Title<br>1/10/23  |
|                              |                       | Date  |

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

| validity of that document.  |   |                 |
|---|---|-----------------|
| State of California County of Orange  | )   |                 |
| On January 1044 2003 before me,   | Tatricia Princeotto   | Notary<br>Table |
| <i>*</i>  | (insert name and title of the office  | er)             |
| personally appeared Chris Glass   |   |                 |
| who proved to me on the basis of satisfactory esubscribed to the within instrument and acknown his/her/their authorized capacity(ies), and that the person(s), or the entity upon behalf of which the | vieaged to me that he/she/they execute  ov his/her/their signature(s) on the inet | ed the same in  |
| I certify under PENALTY OF PERJURY under to paragraph is true and correct.  | the laws of the State of California that  | the foregoing   |
| WITNESS my hand and official seal.  | PATRICIA PRINCE   |                 |

(Seal).