ATTACHMENT 2

FIRST AMENDMENT TO THE ANNUAL TRAFFIC SIGNAL CONTRACT PROJECT NO. 2017051 DATED MARCH 14, 2017 BY AND BETWEEN VALIANT POWER SOUTH, LLC AND PALM BEACH COUNTY

THIS FIRST AMENDMENT to the ANNUAL TRAFFIC SIGNAL Contract dated MARCH 14, 2017 (R2017-0235), hereinafter "CONTRACT" by and between VALIANT POWER SOUTH, LLC, hereinafter "CONTRACTOR" and the Board of County Commissioners of Palm Beach County, a political subdivision of the state of Florida, hereinafter, "COUNTY".

WITNESSETH

WHEREAS, on March 14, 2017, the CONTRACTOR and COUNTY entered into a twelve month Annual Traffic Signal Contract for furnishing and installation of traffic signals and other related tasks throughout Palm Beach County; and

WHEREAS, the CONTRACT provides that the contract may be extended, at the COUNTY’s option for a defined period of time, not to exceed thirty-six months total contract time, upon approval of the Board of County Commissioners.

WHEREAS, by this amendment, the CONTRACTOR and the COUNTY mutually agree to amend the CONTRACT terms to extend the expiration date of the CONTRACT from March 13, 2018 to March 13, 2019 with all original terms, conditions and unit prices adhered to, except as hereby amended.

NOW, THEREFORE, in consideration of the mutual covenants, promises, and agreements herein contained, the parties agree as follows:

1. The above recitations are true and correct and incorporated herein.

2. The CONTRACT between the CONTRACTOR and the COUNTY is hereby amended to extend the expiration date of the CONTRACT from March 13, 2018 to March 13, 2019.

3. The CONTRACT between the CONTRACTOR and the COUNTY is hereby amended to increase the amount by $1,000,000 from $3,000,000 to $4,000,000.

4. It is the intent of the parties hereto that this Amendment shall not become binding until the date executed by the COUNTY.

5. All other provisions of the Annual Traffic Signal Contract (R2017-0235) dated March 14, 2017 shall remain in full force and effect, except as hereby amended.
6. Item 7 - Responsibilities after contract Award (page SBE-3) shall include the following: Both SBE Schedules 1 (List of Proposed SBE and M/WBE Participation) and Schedule 2 (Letter of Intent to Perform as an SBE or M/WBE Subcontractor) shall be submitted with each task authorization.

7. The COUNTY requires the CONTRACTOR to track during the Project, and report at the end of the Project, the county of residence of the CONTRACTOR'S employees and its subcontractors' employees. The CONTRACTOR agrees to prepare and provide the required report with its request for final payment.

IN WITNESS WHEREOF, the parties have caused this First Amendment to be executed and sealed this ______ day of MAR 1 3 2018.

ATTEST: PALM BEACH COUNTY, a Political Subdivision of the State of Florida Board of County Commissioners

By: Melissa McKinlay, Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: Deputy Clerk

APPROVED AS TO TERMS AND CONDITIONS

By: Deputy Clerk

By: Yelizaveta B. Herman, Assistant County Attorney

By: Omello A. Fernandez, P.E.
Roadway Production Division

Valiant Power South, LLC
Contractor

ATTEST:

By: Amanda Truesick, Secretary or Asst. Secretary

By: Robert Higginbotham, Vice Pres.
(Print Name and Title)

Page 2 of 2 2017051 Amendment 1