FIRST AMENDMENT TO THE ANNUAL GUARDRAIL CONTRACT
PROJECT NO. 2017052
DATED MARCH 14, 2017 BY AND BETWEEN
SOUTHEAST HIGHWAY GUARDRAIL AND ATTENUATORS, LLC
AND PALM BEACH COUNTY

THIS FIRST AMENDMENT to the Annual Guardrail Contract dated February 6, 2018 (R2017-0233), hereinafter "CONTRACT" by and between Southeast Highway Guardrail and Attenuators, LLC, hereinafter "CONTRACTOR" and 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 CONTRACT for the furnishing and installation of guardrail, furnishing of guardrail products, removal and disposal of "old" guardrail, and/or resetting of existing guardrail throughout Palm Beach County; and

WHEREAS, the CONTRACT provides that it may be amended, at the COUNTY'S option, upon approval of the Board of County Commissioners.

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

3. The CONTRACT, between the CONTRACTOR and the COUNTY is hereby amended to increase the amount by $425,000 from $375,000 to $800,000.

4. The CONTRACT dated March 14, 2017, 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.

5. All other provisions of the CONTRACT dated March 14, 2017 (R2017-0233) shall remain in full force and effect.

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 FEB 06 2018, 2018.

ATTEST:
SHARON R. BOCK
Clerk and Comptroller

By: [Signature]
Deputy Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

By: [Signature]
Yelitaveta B. Herman,
Assistant County Attorney

APPROVED AS TO TERMS AND CONDITIONS

By: [Signature]
Omelia A. Fernandez, P.E.
Roadway Production Division

ATTEST:
SOUTHEAST HIGHWAY GUARDRAIL
AND ATTENUATORS, LLC
(Contractor)

By: [Signature]
Melissa McKinlay, Mayor

By: [Print Name and Title]
Secretary or Asst. Secretary

By: [Print Name and Title]
(Seal)