

9803
Amd 2

**SECOND AMENDMENT TO CONTRACT
BETWEEN
THE CITY OF JACKSONVILLE
AND
KAELYN ENTERPRISES INC.
FOR
PEDESTRIAN SAFETY IMPROVEMENT PROGRAM, NORTH AREA**

THIS SECOND AMENDMENT to Contract is executed as of this 15 day of Aug, 2014, by and between the CITY OF JACKSONVILLE, FLORIDA, a municipal corporation in Duval County, Florida (hereinafter the "Owner" or the "City"), and KAELYN ENTERPRISES INC., a Florida corporation with offices located at 2636 Palmdale Street, Jacksonville, Florida 32208 (hereinafter, the "Contractor") for a Pedestrian Safety Improvement Program in the North Area (hereinafter the "Project").

RECITALS:

WHEREAS, on January 3, 2013, City and Contractor made and entered into City of Jacksonville Contract No. 9803 (hereinafter the "Contract"); and

WHEREAS, said Contract has been amended once previously; and

WHEREAS, said Contract should be amended by exercising the second and final one-year renewal option so as to extend the period of service from October 1, 2014 through September 30, 2015, subject to earlier termination, and by increasing the maximum indebtedness by \$500,000.00 for the service period October 1, 2014 through September 30, 2015, to a new total maximum indebtedness not-to-exceed \$1,200,000.00, with all other provisions, terms, and conditions of said Agreement remaining unchanged; now therefore

IN CONSIDERATION of the Contract and of the mutual covenants hereinafter contained and for other good and valuable consideration admitted by the parties to be legally sufficient, the parties agree to amend said Contract as follows:

1. The above-stated recitals are accurate, true, and correct and are incorporated herein and made a part hereof by this reference.

2. Section 2 of said Contract is amended in part by increasing the maximum indebtedness by \$500,000.00 for the service period October 1, 2014 through September 30, 2015, to a new total maximum indebtedness not-to-exceed \$1,200,000.00 and as amended shall read as follows:

“The Contractor will at its own cost and expense do the work required to be done and furnish the materials required to be furnished on said work in accordance with plans and specifications prepared by Department of Public Works, Right of Way and Grounds Maintenance, bid numbered JCS-0615-12, bid date September 5, 2012, designated as *SPECIFICATIONS FOR PEDESTRIAN SAFETY IMPROVEMENT PROGRAM NORTH AND SOUTH AREAS*, and strictly in accordance with the advertisement calling for bids, plans, specifications, blueprints, addenda, requirements of the City of Jacksonville, proposal of the said Contractor, and award therefor (hereinafter collectively called the “Contract Documents”) now on file in the Office of the Division Chief of the Procurement Division of the City of Jacksonville, all of which are hereby specifically made a part hereof by reference to the same extent as if fully set out herein, for an amount not-to-exceed ONE MILLION TWO HUNDRED THOUSAND AND NO/100 DOLLARS (\$1,200,000.00), at and for the prices and on the terms contained in the Contract Documents.”

3. Section 5 of said Contract is amended in part by exercising the second and final one-year renewal option so as to extend the period of service from October 1, 2014 through September 30, 2015, subject to earlier termination, and as amended shall read as follows:

“5. The period of service for this Contract shall be from the date of execution hereof until September 30, 2015.”

SAVE AND EXCEPT as expressly amended in and by this instrument, the provisions, terms, and conditions of said Contract of January 3, 2013, shall remain unchanged and shall continue in full force and effect.

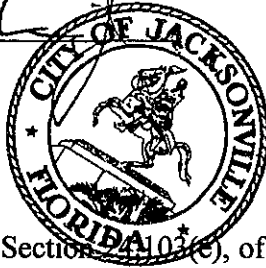
[Remainder of page intentionally left blank. Signature page follows immediately.]

IN WITNESS WHEREOF, the parties hereto have duly executed this Contract in duplicate the day and year first above written.

ATTEST:

Karen Bowling
Chief Administrative Officer
For: Mayor Alvin Brown
CITY OF JACKSONVILLE, FLORIDA
Under Authority Of:
Executive Order No. 2013-04

By James R. McCain, Jr.
Corporation Secretary



By Alvin Brown, Mayor

OWNER

In accordance with Section 24103(e), of the Ordinance Code of the City of Jacksonville, I do hereby certify that there is an unexpended, unencumbered, and unimpounded balance in the appropriation sufficient to cover the foregoing agreement and that provision has been made for the payment of monies provided therein to be paid.

C. Ronald Bolton
Director of Finance
Contract No.: 9803, Amd #2

Form Approved:

James R. McCain, Jr.
Office of General Counsel

WITNESS:

Patricia A. Teterson
Signature
Patricia A. Teterson
Type/Print Name
Vice President
Title

KAELYN ENTERPRISES INC.

Peggy Johnson
Signature
Peggy Johnson
Type/Print Name
President
Title

CONTRACTOR

ENCUMBRANCE & FUNDING INFORMATION:

Account..... PWCP32DRD549-069505-PW0360-01

Amount..... \$500,000.00

TOTAL.....\$1,200,000.00

This above stated amount is the maximum fixed monetary amount of the foregoing contract. It shall not be encumbered by the foregoing contract. It shall be encumbered by one (1) or more subsequently issued Purchase Order(s) that must reference the foregoing Contract. All financial examinations and funding checks will be made at the time such Purchase Order(s) are issued.