

9948A
Amd 1

**FIRST AMENDMENT TO AGREEMENT
(UTILIZING CITY OF JACKSONVILLE CONTRACT NO. 9948A)**

BETWEEN

THE CITY OF JACKSONVILLE

AND

NEMO-Q, INC.

FOR CUSTOMER QUEUING SYSTEM FOR BUILDING INSPECTION DIVISION

THIS FIRST AMENDMENT to Agreement is made and entered into in duplicate this 1st day of Sept, 2015, by and between the CITY OF JACKSONVILLE (hereinafter the "CITY"), a municipal corporation existing under the Constitution and the laws of the State of Florida, and NEMO-Q, INC. (hereinafter the "Contractor"), a foreign profit corporation with principal office at 4023 W. University Dr., Building B, McKinney, Texas 75071, for a customer queuing system for the City of Jacksonville's Building Inspection Division.

RECITALS:

WHEREAS, effective February 1, 2014, the City of Jacksonville, by and through the Building Inspection Division, entered into City Contract No. 9948A with NEMO-Q, Inc. (hereinafter the "Agreement") for a customer queuing system (the "System"); and

WHEREAS, said Agreement has not been amended previously; and

WHEREAS, said Agreement should be amended by increasing the award by \$3,580.00 to a new not-to-exceed amount of \$30,875.00 in order to pay for an extended warranty to cover parts and labor for the System from October 1, 2015, through September 30, 2016, with all other provisions, terms, and conditions of said Agreement remaining the same; now therefore

IN CONSIDERATION of the premises and of the mutual covenants and agreements hereinafter contained and for other good and valuable consideration the parties agree as follows:

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


2. Section 5.2 of said Agreement is amended by increasing the award by \$3,580.00 to a new not-to-exceed amount of \$30,875.00 in order to pay for an extended warranty to cover parts and labor for the System from October 1, 2015, through September 30, 2016, and as amended shall read as follows:


"5.2. Notwithstanding any contrary provision in Exhibit A, the maximum indebtedness of the CITY for all fees, reimbursable items, or other costs for the Services sold by Contractor to CITY pursuant to this Agreement shall not exceed the sum of THIRTY THOUSAND EIGHT HUNDRED SEVENTY-FIVE and 00/100 USD (\$30,875.00.)"

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


IN WITNESS WHEREOF, the parties hereto have executed this First Amendment the day and year first above written.

ATTEST:

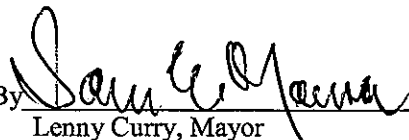
By 
John C. Sawyer, Jr.
Corporation Secretary

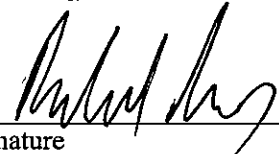


WITNESS:

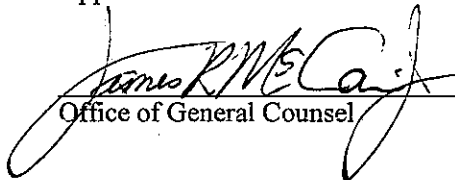
By 
Signature
Michael Bruner
Type/Print Name
Government Sales Manager
Title

CITY OF JACKSONVILLE:

By 
Lenny Curry, Mayor
Sam E. Mousa
Chief Administrative Officer
For: Mayor Lenny Curry
Under Authority of:
Executive Order No. 2015-05
NEMO-Q, INC.

By 
Signature
Michael Berg
Type/Print Name
CEO
Title

Approved as to form:


Office of General Counsel

Encumbrance and funding information for internal City use:

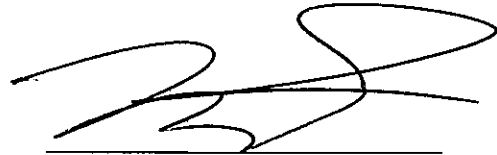
Account PDBZ159AD-06427: \$27,295.00

Account PDBZ159AD-04938: \$3,580.00

Total Amount. . . \$30,875.00

This above stated total 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 fund control checking will be made at the time such Purchase Order(s) are issued.

In accordance with Section 24.103(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; provided however, this certification is not nor shall it be interpreted as an encumbrance of funding under this Contract. Actual encumbrance(s) shall be made by subsequent purchase order(s) as specified in said Contract.



Acting Director of Finance
City Contract # 9948A, Amd #1



Quote

NEMO-Q, Inc.

4023 W University Dr., Bldg B
Mckinney, TX 75071
972-347-1766
Tax ID 14-1906060

Date	Quote #
7/10/2015	171

Planning & Development
Building Inspection Division
214 N Hogan St., Rm 225
Jacksonville, FL 32202

Project

Building Inspection Division

Item	Description	Qty	Rate	Total
Extended Warranty	Extended Warranty covering parts and labor 10/1/2015 - 9/30/2016	1	3,580.00	3,580.00
Total				\$3,580.00



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
05/19/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

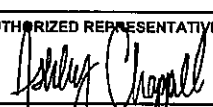
PRODUCER Frances Chappell (3551384) 604 W Bethany Drive Suite 208 Allen TX 75013-3724	CONTACT NAME: Ashley Chappell PHONE (A/C, No, Ext): 214-383-9604 E-MAIL ADDRESS: ashley.fchappell@farmersagency.com	FAX (A/C, No): 972-235-7339
	INSURER(S) AFFORDING COVERAGE	
INSURED NEMO-Q 4023 W UNIVERSITY DRIVE BLDG B MCKINNEY TX 75071	INSURER A: Truck Insurance Exchange NAIC # 21709	
	INSURER B: Farmers Insurance Exchange 21652	
	INSURER C: Mid Century Insurance Company 21687	
	INSURER D: Travelers	
	INSURER E:	
	INSURER F:	

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY			605874593	11/01/2014	11/01/2015	EACH OCCURRENCE \$ 2,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						MED EXP (Any one person) \$ 5,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						
	<input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						GENERAL AGGREGATE \$ 4,000,000
							PRODUCTS - COMP/OP AGG \$ 4,000,000
B	AUTOMOBILE LIABILITY			069458281	05/04/2015	05/04/2016	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
	<input type="checkbox"/> ANY AUTO						BODILY INJURY (Per person) \$
	<input type="checkbox"/> ALL OWNED AUTOS	<input checked="" type="checkbox"/> SCHEDULED AUTOS					BODILY INJURY (Per accident) \$
	<input type="checkbox"/> HIRED AUTOS	<input checked="" type="checkbox"/> NON-OWNED AUTOS					PROPERTY DAMAGE (Per accident) \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB			605880627	12/03/2014	11/01/2015	EACH OCCURRENCE \$ 1,000,000
	<input type="checkbox"/> EXCESS LIAB	<input checked="" type="checkbox"/> OCCUR					AGGREGATE \$ 1,000,000
	<input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$	<input type="checkbox"/> CLAIMS-MADE					\$
D	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			IAUB-3932C47-1-13	04/10/2015	04/10/2016	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	<input type="checkbox"/> Y <input type="checkbox"/> N	N/A				E.L. EACH ACCIDENT \$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE \$ 1,000,000
							E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
4023 W UNIVERSITY DRIVE BLDG B, MCKINNEY, TX 75071

CERTIFICATE HOLDER FOR INFORMATIONAL PURPOSES ONLY	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
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140999

SUBJECT: CUSTOMER QUEUING SYSTEM FOR THE DUVAL COUNTY TAX COLLECTOR'S OFFICE

BID# SC-0640-13

OPEN DATE: 2013-09-18

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT:

SERVICE CONTRACT - FIVE (5) YEARS FROM DATE OF AWARD WITH ONE (1) YEAR RENEWAL OPTIONS

AGENCY: TAX COLLECTOR

BASIS OF AWARD: ALL OR NONE

NUMBER OF BIDS INVITED 6 NUMBER RECEIVED 4 OTHER 0

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Recommend approval to increase the award with NEMO-Q Inc. in the amount of \$3,580.00 for Building Inspection Division. The increase is for an extended warranty to cover parts and labor for the BID's Queuing System from October 1, 2015 through September 30, 2016. Total revised estimated annual expenditure in the amount of \$508,309.00

Funding Source: PDBZ159AD-04938 - To be executed by formal contract amendment #1 through the Office of General Counsel (Contract #9948A)

Attachments: Recommendation Memo, Vendor Quote and Previous Awards

This award is subject to appropriation by the City in the fiscal year beginning October 1, 2015. No funds have been appropriated to date. The City has no obligation for payment and work hereunder is not authorized unless funds are appropriated for the work herein. A written notification will be provided in the event that funds are appropriated

BUYER: 
ANNETTE BURNEY

RESPECTFULLY SUBMITTED: 
GREGORY PEASE, CHIEF
PROCUREMENT DIVISION

CONCURRENCE BY: Thomas H. Goldsbury, Chief, Building Inspection Division

(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)

ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING 3 MEMBERS DISAPPROVING _____ DATE: 07/16/15

OTHER: _____

ACTION OF AWARDING AUTHORITY _____ DATE: 7/17/15

APPROVED DISAPPROVED _____

OTHER _____

SIGNATURE OF AUTHENTICATION 

Sam E. Mousa
Chief Administrative Officer
For: Mayor Lenny Curry
Under Authority of:
Executive Order No. 2015-05