

**THIRD AMENDMENT TO CONTRACT FOR PROFESSIONAL ELECTRIC DESIGN &
ENGINEERING SERVICES**

THIS THIRD AMENDMENT TO AGREEMENT FOR PROFESSIONAL ELECTRIC DESIGN & ENGINEERING SERVICES ("Third Amendment") is entered into by and between CITY OF OCALA, a Florida municipal corporation ("City"), and STANLEY CONSULTANTS, INC., a foreign for-profit corporation duly organized in the state of Iowa and authorized to do business in the State of Florida (EIN# 42-1320758) ("Consultant").

WHEREAS, on February 6, 2018, City and Consultant entered into an Agreement for Professional Electric Design & Engineering Services (the "Original Agreement"), City of Ocala Contract Number: ELE/17-022 for a term of three (3) years, from February 7, 2018 to February 6, 2021; and

WHEREAS, on May 14, 2019, City and Consultant entered into the First Amendment to Agreement for Professional Electric Design & Engineering Services ("First Amendment") to amend Exhibit B – Revised Loaded Hourly Rates to add additional job classifications, a direct expense percentage, and standard escalation; and

WHEREAS, on March 16, 2021, City and Consultant entered into a Second Amendment to Agreement for Professional Electric Design & Engineering Services ("Second Amendment") to extend the term of the Original Agreement, as amended, for the single one-year renewal period from February 7, 2021 to February 6, 2022; and

WHEREAS, on March 22, 2022, the City's Electric Utility ("Department") sought a procurement exemption which would allow the City to extend the current contract while the Electric Utility performs a solar interconnection study and a Request for Proposals is completed by the City's Procurement Department; and

WHEREAS, after considering the needs of the Department, and the timeframe required to perform the current solicitation, the City Contracting Officer granted said exception; and

WHEREAS, City and Consultant now desire to extend the Original Agreement, as amended, for a six-month period.

NOW THEREFORE, in consideration of each of the foregoing recitals and the following mutual covenants, conditions and other good and valuable consideration, the receipt and sufficiency of which is hereby mutually acknowledged, City and Consultant agree as follows:

1. **RECITALS.** City and Consultant hereby represent and warrant that the Recitals set forth above are true and correct.

2. **INCORPORATION OF ORIGINAL AGREEMENT.** The Original Agreement between City and Consultant, as amended, is hereby incorporated by reference as if set forth herein in its entirety and remains in full force and effect, except for those terms and conditions expressly amended by this Third Amendment.
3. **NOTICES.** All notices, certifications or communications required by this Third Amendment shall be given in writing and shall be deemed delivered when personally served, or when received if by facsimile transmission with a confirming copy mailed by registered or certified mail, postage prepaid, return receipt requested. Notices can be concurrently delivered by e-mail. All notices shall be addressed to the respective parties as follows:

If to Consultant: Stanley Consultants, Inc.
Attn: Eric Kamm
255 Iowa Avenue
Muscatine, Iowa 52761
PH: 563-264-6739
E-mail: kammeric@stanleygroup.com

If to City of Ocala: Tiffany L. Kimball, Contracting Officer
City of Ocala, City Hall
110 SE Watula Avenue, 3rd Floor
Ocala, Florida 34471
PH: 352-629-8366
FAX: 352-690-2025
E-mail: tkimball@ocalafl.org

Copy to: Robert W. Batsel, Jr.
Gooding & Batsel, PLLC
1531 SE 36th Avenue
Ocala, Florida 34471
PH: 352-867-7707
E-mail: rbatsel@lawyersocala.com

4. **COUNTERPARTS.** This Third Amendment may be executed in counterparts, each of which shall be an original and all of which shall constitute the same instrument.
5. **ELECTRONIC SIGNATURE(S).** Consultant, if and by offering an electronic signature in any form whatsoever, will accept and agree to be bound by said electronic signature to all terms



and conditions of this Third Amendment. Further, a duplicate or copy of the Third Amendment that contains a duplicated or non-original signature will be treated the same as an original, signed copy of this original Third Amendment for all purposes.

6. **LEGAL AUTHORITY.** Each person signing this Third Amendment on behalf of either party individually warrants that he or she has full legal power to execute this Third Amendment on behalf of the party for whom he or she is signing, and to bind and obligate such party with respect to all provisions contained in this Third Amendment.

IN WITNESS WHEREOF, the parties have executed this Third Amendment on

04 / 19 / 2022.

ATTEST:

CITY OF OCALA

Angel B. Jacobs

Angel B. Jacobs
City Clerk

Bill Kauffman

Bill Kauffman
Assistant City Manager/CFO

Approved as to form and legality:

STANLEY CONSULTANTS, INC.

Robert W. Batsel, Jr.

Robert W. Batsel, Jr.
City Attorney

Eric D. Kamm

By: Stanley
Consultants, Inc.
(Printed Name)

Title: Business Development
Manager
(Title)

TITLE	For Signature: Extension of Professional Electric Design &...
FILE NAME	For Signature - T...ices - Stanle.pdf
DOCUMENT ID	df00868c4802c17f0e60a1eff16c271939d2d749
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Document History



04 / 07 / 2022
11:25:42 UTC-4

Sent for signature to Robert W. Batsel, Jr. (rbatsel@lawyersocala.com), William Kauffman (wkauffman@ocalafl.org), Angel B. Jacobs (ajacobs@ocalafl.org) and Stanley Consultants, Inc. (kammeric@stanleygroup.com) from plewis@ocalafl.org
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04 / 11 / 2022
09:39:43 UTC-4

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04 / 11 / 2022
09:40:27 UTC-4

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04 / 11 / 2022
10:19:24 UTC-4

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04 / 18 / 2022
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The document has been completed.