

**FIRST AMENDMENT TO AGREEMENT FOR
COMMERCIAL POOL PUMP SERVICE AND REPAIRS**

THIS FIRST AMENDMENT TO AGREEMENT FOR COMMERCIAL POOL PUMP SERVICE AND REPAIRS ("First Amendment") is entered into by and between **CITY OF OCALA**, a Florida municipal corporation ("City"), and **PITSCH PLUMBING SERVICE, INC.** a for-profit corporation duly organized and authorized to do business in the state of Florida (EIN: 59-3489364) ("Vendor").

WHEREAS, on October 23, 2018, City and Vendor entered into an Agreement for Commercial Pool Pump Service and Repairs (the "Original Agreement"), City of Ocala Contract No.: REC/18-143, for a term of three years from October 15, 2018 to October 14, 2021; and

WHEREAS, City and Vendor desire to extend the Original Agreement, as written, for the first of two additional one-year renewal periods available under the Original Agreement.

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 Vendor agree as follows:

1. **RECITALS.** City and Vendor 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 Vendor 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 First Amendment.
3. **RENEWAL TERM.** The Original Agreement is hereby renewed for an additional one-year term beginning **OCTOBER 15, 2021** and terminating **OCTOBER 14, 2022**. Thereafter, the parties acknowledge and agree that there remains the option for the Original Agreement to be renewed for up to one (1) additional one-year (1-year) period upon written agreement between the parties.
4. **NOTICES.** All notices, certifications or communications required by this First 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 email. All notices shall be addressed to the respective parties as follows:

If to Vendor:

Pitsch Plumbing Service, Inc.
David Roshwald
3704 SE 36th Avenue
Ocala, Florida 34471
PH: 352-427-5394
E-mail: Pitsch1@plumbing.cfcxmail.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
Email: tkimball@ocalafl.org

Copy to:

Robert W. Batsel, Jr., Esquire
Gilligan, Gooding, Batsel & Anderson, P.A.
1531 SE 36th Avenue
Ocala, Florida 34471
PH: 352-867-7707 FAX: 352-867-0237
Email: rbatsel@ocalalaw.com

5. **COUNTERPARTS.** This First Amendment may be executed in counterparts, each of which shall be an original and all of which shall constitute the same instrument.
6. **ELECTRONIC SIGNATURE(S).** Vendor, 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 First Amendment. Further, a duplicate or copy of the First Amendment that contains a duplicated or non-original signature will be treated the same as an original, signed copy of this original First Amendment for all purposes.
7. **LEGAL AUTHORITY.** Each person signing this First Amendment on behalf of either party individually warrants that he or she has full legal power to execute this First 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 First Amendment.



IN WITNESS WHEREOF, the parties have executed this First Amendment on 10 / 19 / 2021.

ATTEST:

CITY OF OCALA

Angel B. Jacobs

Ken Whitehead

Angel B. Jacobs
City Clerk

Ken Whitehead
Assistant City Manager

Approved as to form and legality:

PITSCH PLUMBING SERVICE, INC.

/s/ Robert W. Batsel, Jr.

[Signature]

Robert W. Batsel, Jr.
City Attorney

By: Pitsch Plumbing Service, Inc.

(Printed Name)

Title: President

(Title)

TITLE	FOR SIGNATURES - First Amendment to Agreement for Commercial.....
FILE NAME	FOR SIGNATURES - ...Repairs Pitsc.pdf
DOCUMENT ID	26dad4125318eb14afa7de10549aacc7c5c9f591
AUDIT TRAIL DATE FORMAT	MM / DD / YYYY
STATUS	● Completed

Document History



SENT

10 / 08 / 2021

09:27:31 UTC-4

Sent for signature to Robert W. Batsel, Jr. (rbatsel@ocalalaw.com), Pitsch Plumbing Service, Inc. (pitsch1@plumbing.cfcoxmail.com), Ken Whitehead (kwhitehead@ocalafl.org) and Angel Jacobs (ajacobs@ocalafl.org) from biverson@ocalafl.org
IP: 216.255.240.104



VIEWED

10 / 12 / 2021

14:54:57 UTC-4

Viewed by Robert W. Batsel, Jr. (rbatsel@ocalalaw.com)
IP: 216.255.247.51



SIGNED

10 / 12 / 2021

14:55:40 UTC-4

Signed by Robert W. Batsel, Jr. (rbatsel@ocalalaw.com)
IP: 216.255.247.51



VIEWED

10 / 19 / 2021

09:50:28 UTC-4

Viewed by Pitsch Plumbing Service, Inc. (pitsch1@plumbing.cfcoxmail.com)
IP: 174.64.73.81

TITLE	FOR SIGNATURES - First Amendment to Agreement for Commercial.....
FILE NAME	FOR SIGNATURES - ...Repairs Pitsc.pdf
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10 / 19 / 2021
 09:51:25 UTC-4

Signed by Pitsch Plumbing Service, Inc.
 (pitsch1@plumbing.cfcoxmail.com)
 IP: 174.64.73.81



10 / 19 / 2021
 09:52:29 UTC-4

Viewed by Ken Whitehead (kwhitehead@ocalafl.org)
 IP: 216.255.240.104



10 / 19 / 2021
 09:53:44 UTC-4

Signed by Ken Whitehead (kwhitehead@ocalafl.org)
 IP: 216.255.240.104



10 / 19 / 2021
 10:17:54 UTC-4

Viewed by Angel Jacobs (ajacobs@ocalafl.org)
 IP: 216.255.240.104



10 / 19 / 2021
 10:18:02 UTC-4

Signed by Angel Jacobs (ajacobs@ocalafl.org)
 IP: 216.255.240.104



10 / 19 / 2021
 10:18:02 UTC-4

The document has been completed.