

FIRST AMENDMENT TO AGREEMENT FOR PRECISION CONCRETE CUTTING SERVICES

THIS FIRST AMENDMENT TO AGREEMENT FOR PRECISION CONCRETE CUTTING SERVICES ("First Amendment") is entered into by and between **CITY OF OCALA**, a Florida municipal corporation ("City"), and **PRECISION SIDEWALK SAFETY CORP.**, a for-profit corporation duly organized and authorized to do business in the State of Florida (EIN# 20-5234927) ("Contractor").

WHEREAS, on May 4, 2020, City and Contractor entered into an Agreement for Precision Concrete Cutting Services (the "Original Agreement"), City of Ocala Contract Number: PWD/200073; and

WHEREAS, the term of the Original Agreement commenced on August 1, 2020 and is set to expire on July 31, 2021; and

WHEREAS, City and Contractor 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 Contractor agree as follows:

1. **RECITALS.** City and Contractor 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 Contractor 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 **AUGUST 1, 2021** and terminating **JULY 31, 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 Contractor: Precision Sidewalk Safety Corp.
Attn: Marny Connelly
1202 SE 17th Street, Suite #201-122
Ocala, Florida 34471
PH: 352-401-9090 FAX: 866-669-1175
E-mail: marny@precisionsidewalksafety.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.
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).** Contractor, 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
07 / 09 / 2021.

ATTEST:

CITY OF OCALA

Angel B. Jacobs

Angel B. Jacobs
City Clerk

Justin Grabelle

Justin Grabelle
City Council President

Approved as to form and legality:

PRECISION SIDEWALK SAFETY CORP.

Robert W. Batsel, Jr.

Robert W. Batsel, Jr.
City Attorney

Wendy MacMurray

By: Wendy MacMurray
(Printed Name)

Title: CEO
(Vice President or higher)

TITLE	For Signature: Renewal of Precision Concrete Cutting...
FILE NAME	For Signature - ... - PWD 200073.pdf
DOCUMENT ID	87b2dd1f5d06713f32883fa6a867cae433872f34
AUDIT TRAIL DATE FORMAT	MM / DD / YYYY
STATUS	● Out For Signature

Document History



SENT

05 / 06 / 2021
11:34:16 UTC-5

Sent for signature to Robert W. Batsel, Jr. (rbatsel@ocalalaw.com) and Precision Sidewalk Safety Corp. (marny@precisionsidewalksafety.com) from plewis@ocalafl.org
IP: 67.231.55.34



VIEWED

05 / 17 / 2021
13:32:38 UTC-5

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



SIGNED

05 / 17 / 2021
13:33:31 UTC-5

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



INCOMPLETE

05 / 17 / 2021
13:33:31 UTC-5

This document has not been fully executed by all signers.

TITLE	For Signature: Renewal of Precision Concrete Cutting...
FILE NAME	For_Signature__Re...__PWD_200073_.pdf
DOCUMENT ID	a523e497638b4d77c74c973de4d9e0946063b930
AUDIT TRAIL DATE FORMAT	MM / DD / YYYY
STATUS	● Completed

Document History



SENT

05 / 24 / 2021

09:49:45 UTC-4

Sent for signature to Wendy MacMurray
(wendy@precisionsidewalksafety.com) from plewis@ocalafl.org
IP: 67.231.55.34



VIEWED

05 / 24 / 2021

09:56:42 UTC-4

Viewed by Wendy MacMurray
(wendy@precisionsidewalksafety.com)
IP: 71.214.39.18



SIGNED

05 / 24 / 2021

09:57:35 UTC-4

Signed by Wendy MacMurray
(wendy@precisionsidewalksafety.com)
IP: 71.214.39.18



COMPLETED

05 / 24 / 2021

09:57:35 UTC-4

The document has been completed.

TITLE	For Signature: Renewal of Precision Sidewalk Cutting...
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DOCUMENT ID	d5844dd4e7af4d3d17fe5feffb455d0a6b04a90
AUDIT TRAIL DATE FORMAT	MM / DD / YYYY
STATUS	● Completed

Document History



SENT

07 / 07 / 2021

08:18:01 UTC-4

Sent for signature to Justin Grabelle (jgrabelle@ocalafl.org) and Angel B. Jacobs (ajacobs@ocalafl.org) from plewis@ocalafl.org
IP: 68.202.168.191



VIEWED

07 / 09 / 2021

10:54:26 UTC-4

Viewed by Justin Grabelle (jgrabelle@ocalafl.org)
IP: 24.250.246.81



SIGNED

07 / 09 / 2021

10:54:36 UTC-4

Signed by Justin Grabelle (jgrabelle@ocalafl.org)
IP: 24.250.246.81



VIEWED

07 / 09 / 2021

10:58:28 UTC-4

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



SIGNED

07 / 09 / 2021

10:58:40 UTC-4

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



COMPLETED

07 / 09 / 2021

10:58:40 UTC-4

The document has been completed.