



**FIRST AMENDMENT TO COOPERATIVE PURCHASING AGREEMENT FOR
GENERAL CONTRACTOR FOR GENERAL SERVICES**

THIS FIRST AMENDMENT TO COOPERATIVE PURCHASING AGREEMENT FOR GENERAL CONTRACTOR FOR GENERAL SERVICES ("First Amendment") is entered into by and between **CITY OF OCALA**, a Florida municipal corporation ("City"), and **SGS CONTRACTING SERVICES, INC.**, a for-profit corporation duly organized and authorized to do business in the state of Florida (EIN# 46-1147891) ("Contractor").

WHEREAS, on January 4, 2022, City and Contractor entered into a Cooperative Purchasing Agreement for General Contractor for General Services (the "Original Agreement") for a term of December 21, 2021 to April 30, 2022; and

WHEREAS, City and Contractor desire to extend the Original Agreement, as written, for the first of two (2) 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 **MAY 1, 2022** and terminating **APRIL 30, 2023**. Thereafter, the parties acknowledge and agree that there remains the option for the Original Agreement to be renewed for **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: SGS Contracting Services, Inc.
Attn: Seth Simmons
18420 High Springs Main Street
High Springs, Florida 32643
PH: 386-361-5300
E-mail: seth@sgscsi.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: 352-579-6536
E-mail: rbatsel@lawyersocala.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 04 / 21 / 2022.

ATTEST:

CITY OF OCALA

Angel B. Jacobs

Angel B. Jacobs
City Clerk

Ken Whitehead

Ken Whitehead
Assistant City Manager

Approved as to form and legality:

SGS CONTRACTING SERVICES, INC.

/s/ Robert W. Batsel, Jr.

Robert W. Batsel, Jr.
City Attorney

Seth J Simmons

By: SGS Contracting
Services, Inc.
(Printed Name)

Title: President
(Vice President or higher)

TITLE	For Signature: Renewal of General Contractor For General...
FILE NAME	FOR SIGNATURE - A...I Contractor .pdf
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 SENT	<p>04 / 20 / 2022 13:27:26 UTC-4</p>	<p>Sent for signature to Robert W. Batsel, Jr. (rbatsel@ocalalaw.com), Ken Whitehead (kwhitehead@ocalafl.org), Angel B. Jacobs (ajacobs@ocalafl.org) and SGS Contracting Services, Inc. (seth@sgscsi.com) from plewis@ocalafl.org IP: 216.255.240.104</p>
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 SIGNED	<p>04 / 21 / 2022 03:59:40 UTC-4</p>	<p>Signed by Robert W. Batsel, Jr. (rbatsel@ocalalaw.com) IP: 216.255.247.55</p>
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 COMPLETED	04 / 21 / 2022 17:20:25 UTC-4	The document has been completed.