

**SECOND AMENDMENT TO CONSTRUCTION SERVICES AGREEMENT FOR
TRANSPORTATION REHABILITATION IMPROVEMENT PROGRAM ("TRIP") PROJECTS**

THIS SECOND AMENDMENT TO CONSTRUCTION SERVICES AGREEMENT FOR TRANSPORTATION REHABILITATION IMPROVEMENT PROGRAM ("TRIP") PROJECTS ("Second Amendment") is entered into by and between **CITY OF OCALA**, a Florida municipal corporation ("City"), and **C.W. ROBERTS CONTRACTING, INC.**, a foreign for-profit corporation duly organized in the state of Indiana and authorized to do business in the state of Florida (EIN# 59-1683951) ("Contractor").

WHEREAS, on October 25, 2021, City and C.W. Roberts Contracting, Inc., entered into an Agreement for Transportation Rehabilitation Improvement Program ("TRIP") Projects (the "Original Agreement"), City of Ocala Contract Number: CIP/210785, for a term beginning September 29, 2021, and ending May 5, 2022; and

WHEREAS, on March 1, 2022, City and Contractor entered into the First Amendment to Agreement for Transportation Rehabilitation Improvement Program ("TRIP") Projects to amend Exhibit B – Price Proposal to reflect additional services; and

WHEREAS, City and Contractor now desire to extend the Original Agreement, as amended, for the first of two, one-year renewal periods available under the Original Agreement and to amend Exhibit B – Price Proposal to reflect a three-percent (3%) price increase.

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 Second Amendment.
3. **AMENDMENT TO EXHIBIT B – PRICE PROPOSAL.** The document attached to the Original Agreement, as amended, as Exhibit B – Price Proposal is hereby deleted and replaced in its entirety with the document attached to this Second Amendment as **Amended Exhibit B – Price Proposal**.
4. **RENEWAL TERM.** The Original Agreement is hereby renewed for an additional one-year term beginning **MAY 6, 2022** and terminating **MAY 5, 2023**. 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.

5. **NOTICES.** All notices, certifications or communications required by this Second 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 Contractor: C.W. Roberts Contracting, Inc.
Attn: Paul Carlson
4208 CR 124-A
Wildwood, Florida 34785
PH: 352-330-2540
E-mail: pcarlson@cwrcontracting.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

6. **COUNTERPARTS.** This Second Amendment may be executed in counterparts, each of which shall be an original and all of which shall constitute the same instrument.
7. **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 Second Amendment. Further, a duplicate or copy of the Second

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

8. **LEGAL AUTHORITY.** Each person signing this Second Amendment on behalf of either party individually warrants that he or she has full legal power to execute this Second 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 Second Amendment.

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

_____.

ATTEST:

CITY OF OCALA

Angel B. Jacobs
City Clerk

Ire Bethea, Sr.
City Council President

Approved as to form and legality:

C.W. ROBERTS CONTRACTING, INC.

Robert W. Batsel, Jr.
City Attorney

By: _____
(Printed Name)

Title: _____
(Manager/Member)

Amended Exhibit B - Price Proposal CONTRACT# CIP/210785

Item	Description	Unit of Measure	Unit Cost
G-03	Project Sign	EA	\$1,030.00
G-06	Silt Fence & Sediment Control	LF	\$4.12
G-08	Remove and Relocate Existing Mailboxes	EA	\$103.00
G-11-1	General Excavation	CY	\$32.96
G-11-2	New Sidewalk Excavation	SY	\$16.48
G-12	Imported Backfill Material	CY	\$32.96
G-15	Finish Grading	SY	\$4.12
G-18	Stabilized Subgrade and Sub-Base:	SY	\$11.54
G-19-1	Limerock-New Material for Reworking Base	CY	\$32.96
G-19-2	Limerock 4" Base	SY	\$12.88
G-19-3	Limerock 6" Base	SY	\$15.45
G-19-4	Limerock 8" Base	SY	\$18.03
G-19-5	Limerock 12" Base	SY	\$23.18
G-21	Removal of Concrete Sidewalk & Drives	SY	\$18.54
G-22	Remove Existing Concrete Curb & Gutter	LF	\$18.54
G-24	Joint/Crack Sealer for Pavement	GA	\$51.50
G-25	Removal of existing Asphalt Pavement	SY	\$18.54
G-27-1	Mill Existing Asphalt Pavement at 1" Depth	SY	\$2.97
G-27-2	Mill Existing Asphalt Pavement at 1.5" Depth	SY	\$3.23
G-27-3	Mill Existing Asphalt Pavement at 2" Depth	SY	\$3.50
G-28	Compacted Roadway Subbase	SY	\$5.15
G-29	Reclaimed Asphalt Pavement Base	SY	\$9.17
G-32-1	Asphalt Leveling SP 9.5	TN	\$153.52
G-32-2	Asphalt Superpave SP 12.5	TN	\$132.92
G-32-3	Asphalt Superpave SP 9.5	TN	\$132.92
G-32-4	Asphalt Pavement FC 9.5 w/Poly	TN	\$147.68
G-32-5	Asphalt Berms, Speed Bumps & Curbs	TN	\$216.25
G-32-6	Miscellaneous Asphalt Pavement	TN	\$216.25
G-32-7	Asphalt Curb	LF	\$22.66
G-33	Roadway Guardrail	LF	\$288.40
G-34-1	Object Markers and Delineators-Object Marker, Type 1, 18"+ Diamond	EA	\$234.33
G-34-2	Object Markers and Delineators-Object Marker, Type 2	EA	\$234.33
G-34-3	Object Markers and Delineators-Object Marker, Type 3	EA	\$234.33
G-34-4	Object Markers and Delineators-Object Marker, Type 4, End of Highway, 18"+ Diamond	EA	\$234.33
G-35	Object Markers and Delineators- Delineator, Flexible Tubular	EA	\$100.43
G-41	Pull and Junction Box, Install	EA	\$1,596.50
G-42	Pull and Junction Box, Relocate	EA	\$566.50
G-45	Stormwater Manhole Cover Adjustments	EA	\$669.50
G-51	Underdrain	LF	\$51.50
G-54	Pipe Handrail	LF	\$90.95
G-55-1	Bollard, 4 Inch	EA	\$1,040.30
G-55-2	Bollard, 6 Inch	EA	\$1,158.75
G-56-1	Concrete Curb and Gutter, Type E	LF	\$27.41
G-56-2	Concrete Curb and Gutter, Type F	LF	\$26.05
G-56-3	Concrete Curb, Type D	LF	\$18.83
G-56-4	Concrete Curb, Ribbon Curb	LF	\$18.99
G-56-5	Concrete Curb Back of Sidewalk	LF	\$19.02
G-56-6	Concrete Valley Gutter	LF	\$26.68
G-56-7	Concrete Curb, Type RA	LF	\$27.52
G-58-1	4 inch concrete (3000 psi)	SY	\$55.81
G-58-2	4 inch concrete (4000 psi /with fiber)	SY	\$65.68
G-58-3	6 inch concrete with fiber reinforced (3000 psi)	SY	\$73.10
G-58-4	6 inch concrete with fiber reinforced (4000 psi / with fiber)	SY	\$78.29
G-58-5	8 inch concrete with fiber and/or rebar (engineers design dictates, 4000 psi)	SY	\$94.87
G-58-6	4 inch Concrete - 3' x 5' Pattern w/ salt rock finish (3000 psi)	SY	\$95.61
G-58-7	6 inch Concrete - 3' x 5' Pattern w/ salt rock finish (3000 psi)	SY	\$110.23
G-58-8	Concrete Edge Beam	LF	\$91.33
G-58-9	Miscellaneous Concrete	CY	\$585.04
G-59	Patterned/Textured Pavement, Vehicular Areas for Crosswalk	SY	\$301.28
G-60-1	Brick Paver Bands (furnish and install)	LF	\$21.63
G-60-2	Architectural Brick (traffic rated, Furnish and install)	SY	\$149.35
G-61-A	Concrete Curb Ramp (CR - A) with Detectable Warning Surface	EA	\$1,775.72
G-61-B	Concrete Curb Ramp (CR - B) with Detectable Warning Surface	EA	\$1,775.72
G-61-C	Concrete Curb Ramp (CR - C) with Detectable Warning Surface	EA	\$1,868.42
G-61-D	Concrete Curb Ramp (CR - D) with Detectable Warning Surface	EA	\$2,394.24

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G-61-E	Concrete Curb Ramp (CR - E) with Detectable Warning Surface	EA	\$1,292.44
G-61-F	Concrete Curb Ramp (CR - F) with Detectable Warning Surface	EA	\$2,373.84
G-61-G	Concrete Curb Ramp (CR - G) with Detectable Warning Surface	EA	\$2,384.04
G-61-L	Concrete Curb Ramp (CR - L) with Detectable Warning Surface	EA	\$4,804.44
G-62	Detectable Warnings on Walking Surfaces (Retrofit)	SF	\$77.25
G-63-1	Roof Drain Assembly, conduit	EA	\$206.00
G-63-2	Roof Drain Assembly, Polylok	EA	\$566.50
G-79	Seed and Mulch	SY	\$3.09
G-80-1	Sod - St. Augustine	SY	\$14.42
G-80-2	Sod - Bahia	SY	\$9.27
G-88-1	Inductive Loop Detector Type A w/Homerun	EA	\$2,832.50
G-88-2	Inductive Loop Detector Type B w/Homerun	EA	\$2,832.50
G-88-3	Inductive Loop Detector Type F w/Homerun	EA	\$3,862.50
G-89	Traffic Control Sign Assembly	EA	\$669.50
G-90	Traffic Control Sign Assembly Removal & Relocation	EA	\$200.85
G-91	Raised Retro-Reflective Pavement Markers & Bituminous Adhesive	EA	\$6.18
G-93-1	Painted Pavement Markings, Standard, White, Solid, 6"	LF	\$0.27
G-93-2	Painted Pavement Markings, Standard, White, Solid, 24"	LF	\$1.68
G-93-3	Painted Pavement Markings, Standard, White, Solid, 12"	LF	\$1.01
G-93-4	Temporary Skip Stripe 6" Wide 10-30- Yellow or White (gross)	GLF	\$0.13
G-93-5	Painted Pavement Markings, Standard, White, Dotted/Guideline, 6-10 Gap Extension, 6"	GLF	\$0.67
G-93-6	Painted Pavement Markings, Standard, Solid 6" Double Yellow Stripe	LF	\$0.27
G-93-7	Painted Pavement Markings, Standard, Solid 6" Yellow Stripe	LF	\$0.67
G-93-8	Painted Pavement Markings, Standard, Solid 18" Yellow Stripe	LF	\$1.34
G-93-9	Painted Pavement Markings, Standard, Yellow, Dotted/Guideline, 2'- 4' Gap Extension, 6"	GLF	\$0.67
G-93-10	Painted Pavement Markings, Standard, Yellow, Dotted/Guideline, 6-10 Gap Extension, 6"	GLF	\$0.67
G-93-11	Painted Pavement Markings, Standard, Yellow, Dotted/Guideline, 2 - 2' Dotted, Extension, 12"	GLF	\$0.67
G-93-12	Painted Pavement Markings, Standard, Yellow, Dotted/Guideline, 3'- 9', Dotted, Extension, 6"	GLF	\$0.67
G-94-1	Thermoplastic Traffic Stripes and Markings, Standard, White, Solid, 6" Stripe	LF	\$1.24
G-94-2	Thermoplastic Traffic Stripes and Markings, Standard, White, Solid, 12" Stripe	LF	\$4.64
G-94-3	Thermoplastic Traffic Stripes and Markings, Standard, White, Solid, 24" Stripe	LF	\$9.27
G-94-4	ThermoPlastic Solid 6" Skip Stripe 10' x 30' Yellow or White (Gross)	GLF	\$0.46
G-94-5	Thermoplastic Traffic Stripes and Markings, Standard, White, Dotted/Guideline/6-10 Gap Extension, 6"	GLF	\$1.55
G-94-6	Thermoplastic Traffic Stripes and Markings, Standard, Solid, 6" Double Yellow Stripe	LF	\$2.47
G-94-7	Thermoplastic Traffic Stripes and Markings, Standard, Solid, 18" Yellow Stripe	LF	\$6.18
G-94-8	Thermoplastic Traffic Stripes and Markings, Standard, Yellow, Dotted/Guideline /2'- 4' Gap Extension, 6"	GLF	\$3.09
G-94-9	Thermoplastic Traffic Stripes and Markings, Standard, Yellow, Dotted/Guideline /2'- 2' Gap Extension, 12"	GLF	\$4.64
G-94-10	Thermoplastic Traffic Stripes and Markings, Yellow, Solid, 6"	LF	\$1.55
G-94-11	Thermoplastic Traffic Stripes and Markings, Standard, Yellow, Dotted/Guideline/6-10 Gap Extension, 6"	GLF	\$3.09
G-94-12	Thermoplastic Traffic Stripes and Markings, Standard, Yellow, Dotted/Guideline/3'-9' Gap Extension, 6"	GLF	\$4.64
G-95-1	Thermoplastic Traffic Stripes and Markings, Standard, White, Solid, Message "STOP"	EA	\$309.00
G-95-2	Thermoplastic Traffic Stripes and Markings, Standard, White, Solid, Message " STOP AHEAD "	EA	\$618.00
G-95-3	Thermoplastic Traffic Stripes and Markings, Standard, White, Solid, Arrow	EA	\$92.70
G-95-4	Thermoplastic Traffic Stripes and Markings, Standard, White, Yield Line Symbol	EA	\$154.50
G-95-5	Thermoplastic Traffic Stripes and Markings, Standard, White, Solid, Message "SCHOOL"	EA	\$386.25
G-95-6	Thermoplastic Traffic Stripes and Markings, White, Message "R & R" Crossing	EA	\$386.25
G-95-7	Thermoplastic Traffic Stripes and Markings, Standard, White, Message " Bus "	EA	\$386.25
G-95-8	Thermoplastic Traffic Stripes and Markings, Standard, White, Solid, Message "HANDICAP"	EA	\$386.25
G-95-9	Thermoplastic Traffic Stripes and Markings, Standard, White, Solid, Message "Bike symbol"	EA	\$386.25
G-96-1	Painted Pavement Markings, Standard, White, Pavement Message "Stop Ahead"	EA	\$133.90
G-96-2	Painted Pavement Markings, Standard, White, Pavement Message "Stop"	EA	\$133.90
G-96-3	Painted Pavement Markings, Standard, White, White Direction Arrow	EA	\$133.90
G-96-4	Painted Pavement Markings, Standard, White, Yield Line Symbol	EA	\$133.90
G-96-5	Painted Pavement Markings, Standard, Pavement Message "School"	EA	\$133.90
G-96-6	Painted Pavement Markings, Standard, White, "R & R" Crossing	EA	\$133.90
G-96-7	Painted Pavement Markings, Standard, Yellow, Island Nose	LF	\$4.02
G-96-8	Remove Stripe / Pavement / Message (Grind or Waterblast)	SF	\$5.36
G-96-9	Painted Pavement Markings, Standard, Pavement Message "BUS"	EA	\$133.90
G-96-10	Painted Pavement Markings, Standard, White, Pavement Message "Handicap"	EA	\$133.90
G-96-11	Painted Pavement Markings, Standard, White, Pavement Message "Bike Sympbl"	EA	\$133.90
G-99	Remove & Reinstall Speed Hump	EA	\$1,287.50
G-100-1	1" SCDH 40 PVC, Conduit, Furnish & Install	LF	\$8.24
G-100-2	2" SCDH 40 PVC, Conduit, Furnish & Install	LF	\$8.76
G-100-3	3" SCDH 40 PVC, Conduit, Furnish & Install	LF	\$9.27
G-100-4	4" SCDH 40 PVC, Conduit, Furnish & Install	LF	\$10.30
G-100-5	6" SCDH 40 PVC, Conduit, Furnish & Install	LF	\$15.45

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G-101-1	DIRECTIONAL BORE 1" PVC PIPE	LF	\$46.87
G-101-2	DIRECTIONAL BORE 2" PVC PIPE	LF	\$50.21
G-101-3	DIRECTIONAL BORE 2" PVC PIPE	LF	\$50.21
G-101-4	DIRECTIONAL BORE 4" PVC PIPE	LF	\$80.34
G-101-5	DIRECTIONAL BORE 6" PVC PIPE	LF	\$112.48
G-101-6	DIRECTIONAL BORE 2" HDPE PIPE	LF	\$50.88
G-101-7	DIRECTIONAL BORE 4" HDPE PIPE	LF	\$80.34
G-101-8	DIRECTIONAL BORE 6" HDPE PIPE	LF	\$107.12
G-101-9	DIRECTIONAL BORE 8" HDPE PIPE	LF	\$160.68
G-101-10	DIRECTIONAL BORE 10 " HDPE PIPE	LF	\$200.85
G-101-11	DIRECTIONAL BORE 12" HDPE PIPE	LF	\$234.33
G-101-12	DIRECTIONAL BORE 14" HDPE PIPE	LF	\$287.89
G-101-13	DIRECTIONAL BORE 16" HDPE PIPE	LF	\$307.97
G-101-14	DIRECTIONAL BORE 18" HDPE PIPE	LF	\$321.36
G-102-1	TRAFFIC SEPARATOR CONCRETE-TYPE I, 4' WIDE	LF	\$36.35
G-102-2	TRAFFIC SEPARATOR CONCRETE-TYPE I, 6' WIDE	LF	\$50.55
G-102-3	TRAFFIC SEPARATOR CONCRETE- TYPE I, 8.5' WIDE	LF	\$63.52
G-102-4	TRAFFIC SEPARATOR - CONCRETE, TYPE II, 4' WIDE	LF	\$36.85
G-102-5	TRAFFIC SEPARATOR - CONCRETE, TYPE II, 6' WIDE	LF	\$51.16
G-102-6	TRAFFIC SEPARATOR CONCRETE- TYPE II, 8.5' WIDE	LF	\$64.44
G-102-7	TRAFFIC SEPARATOR CONCRETE- TYPE IV, 4' WIDE	LF	\$36.65
G-102-8	TRAFFIC SEPARATOR CONCRETE- TYPE IV, 6' WIDE	LF	\$50.85
G-102-9	TRAFFIC SEPARATOR CONCRETE- TYPE IV, 8.5' WIDE	LF	\$64.02
G-102-10	TRAFFIC SEPARATOR CONCRETE, TYPE V, 4' WIDE	LF	\$36.96
G-102-11	TRAFFIC SEPARATOR CONCRETE- TYPE V, 6' WIDE	LF	\$51.37
G-103	Decorative Stamp installed in concrete finish (City provides stamp)	EA	\$26.78
S-04-1	Remove Existing 22" Ring & Cover & Replace W/24" Hinged R/C (Labor Only)	EA	\$772.50
S-04-2	Remove Existing 32" Ring & Cover & Replace W/32" Hinged R/C (Labor Only)	EA	\$1,081.50
W-20-1	Adjust Valve Box to Grade (Traffic rated metal risor ring)	EA	\$674.65
W-20-2	Adjust Valve Box to Grade	EA	\$540.75
W-20-3	Adjust Meter Box to Grade	EA	\$412.00