



**SECOND AMENDMENT TO AGREEMENT FOR SHIP/HOME/CDBG HOUSING
REHABILITATION BETWEEN THE CITY OF OCALA, THE HOMEOWNER, AND THE CITY
SELECTED CONTRACTOR**

THIS SECOND AMENDMENT TO AGREEMENT FOR SHIP/HOME/CDBG HOUSING REHABILITATION BETWEEN THE CITY OF OCALA, THE HOMEOWNER, AND THE CITY SELECTED CONTRACTOR ("Second Amendment") is entered into by and between the **CITY OF OCALA**, a Florida municipal corporation ("City"), acting as agent for **TANDRA SIMPSON** ("Owner"), and **BRUCE WAYNE WILEY, LLC**, a limited liability company duly organized and authorized to do business in the state of Florida (EIN# 47-1267940) ("Contractor").

WHEREAS, on August 1, 2022, City, Owner, and Contractor entered into an Agreement for SHIP/HOME/CDBG Housing Rehabilitation (the "Original Agreement"), City of Ocala Contract No.: CDS/220305; and

WHEREAS, on February 7, 2023, City, Owner, and Contractor entered into a First Amendment to Agreement for SHIP/HOME/CDBG Housing Rehabilitation (the "First Amendment") to reflect an increase in the Contract Price necessitated by a Work Change Directive issued December 7, 2022; and

WHEREAS, City, Owner, and Contractor now desire to amend the Original Agreement to reflect an increase in the Contract Price necessitated by a Work Change Directive issued February 1, 2023 and attached hereto as **Exhibit A – Work Change Directive**.

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, Owner 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, Owner, 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 PARAGRAPH 5 – COMPENSATION.** The language contained in Paragraph 5 – Compensation of the Original Agreement is hereby deleted and replaced with the following (all remaining sections of Paragraph 5 – Compensation remain in effect):

COMPENSATION. City shall pay Contractor, on behalf of the Owner, for the performance of the work, and in accordance with the contract documents, a total

price in the amount of **ONE HUNDRED TWENTY-FIVE THOUSAND, SIX HUNDRED NINE AND NO/100 (\$125,609)**. It is understood the amounts to be paid will be for satisfactory work completed rather than the estimated prices. Payments are to be made, at the unit price and/or lump sums specified for the various items in the Contractor's proposal as provided in the specifications.

- A. The modified Contract Price represents the sum of the original bid price of **\$117,536** and the total cost of **Change Order #1** and **Change Order #2** as set forth in **Exhibit A – Work Change Directive**.
4. **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 email. All notices shall be addressed to the respective parties as follows:

If to Contractor: Bruce Wayne Wiley, LLC
Attention: Bruce Wiley
1751 NE 11th St.
Ocala, FL 34488
E-Mail: brucewiley58@gmail.com
PH: 352-301-4201

If to City: Daphne Robinson, Esq., Contracting Officer
City of Ocala
110 SE Watula Avenue, Third Floor
Ocala, FL 34471
E-Mail: notices@ocalafl.org
PH: 352-629-8343

with copy to: William E. Sexton, Esq., City Attorney
City of Ocala
110 SE Watula Avenue, Third Floor
Ocala, FL 34471
E-Mail: cityattorney@ocalafl.org

5. **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.

- 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 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.
- 7. **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 Agreement on the dates set forth below.

ATTEST:

CITY OF OCALA

Angel B. Jacobs

Peter A. Lee

Angel B. Jacobs
City Clerk

Peter Lee
City Manager

Date: 02 / 23 / 2023

**Reviewed and Approved by Community
Development Services Department:**

BRUCE WAYNE WILEY, LLC

James Haynes

Bruce Wiley

James Haynes, Director
Community Development Services

(Authorized Signatory)

By: Bruce Wayne Wiley, LLC

(Printed Name of Signatory)

Approved as to form and legality:

William E. Sexton

Title: Manager

(Title of Authorized Signatory)

William E. Sexton, Esq.
City Attorney

Date: 02 / 23 / 2023



Witnesses for Property/Homeowner

Signature:

Yvette Grillo
(Signature of First Witness)

Yvette Grillo
(Printed Name of First Witness)

James Haynes
(Signature of Second Witness)

James Haynes
(Printed Name of Second Witness)

PROPERTY/HOMEOWNER

T.S.
Tandra Simpson (Feb 24, 2023 13:14 EST)

(Signature of Property/Homeowner)

Tandra Simpson
(Printed Name of Homeowner)

Date: 2/24/2023

BRUCE WAYNE WILEY LLC
1751 NE 11TH STREET
OCALA, FL 34470
Tel 352-299-6929
CBC LIC #1260330

INVOICE 7

2.1.2023

BILL TO	SHIP TO	INSTRUCTIONS
CITY OF OCALA 110 SE WATULLA AVE OCALA, FL 34471	Same as recipient	CDS #220305 TANDRA SIMPSON 2502 NW 18T STREET OCALA, FL

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
	COMPLETED AS OF FEBRUARY 3, 2023 CHANGE ORDER		
	GAS WATER HEATER REPLACE CONTROL PANEL		\$300.00
	REPLACED TWO EXTERIOR HOSE BIBS \$125.00 EACH		\$250.00

SUBTOTAL	\$ 550.00
TOTAL DUE	\$ 550.00

Thank you for your business!

Title	FOR SIGNATURES - Second Amendment to Housing Rehabilitation...
File name	FOR SIGNATURES - ... (CDS 220305).pdf
Document ID	406313ee3f5e80e7da335e412815b6fd460ec3b4
Audit trail date format	MM / DD / YYYY
Status	● Signed

Document History

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SENT

02 / 22 / 2023
 08:21:04 UTC-5

Sent for signature to James Haynes (jhaynes@ocalafl.org), William E. Sexton (wsexton@ocalafl.org), Bruce Wayne Wiley, LLC (brucewiley58@gmail.com), Peter Lee (plee@ocalafl.org) and Angel Jacobs (ajacobs@ocalafl.org) from biverson@ocalafl.org
 IP: 216.255.240.104
- 
VIEWED

02 / 23 / 2023
 07:40:49 UTC-5

Viewed by James Haynes (jhaynes@ocalafl.org)
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SIGNED

02 / 23 / 2023
 07:41:52 UTC-5

Signed by James Haynes (jhaynes@ocalafl.org)
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02 / 23 / 2023
 09:51:26 UTC-5

Viewed by William E. Sexton (wsexton@ocalafl.org)
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SIGNED

02 / 23 / 2023
 09:52:03 UTC-5

Signed by William E. Sexton (wsexton@ocalafl.org)
 IP: 216.255.240.104

Title	FOR SIGNATURES - Second Amendment to Housing Rehabilitation...
File name	FOR SIGNATURES - ... (CDS 220305).pdf
Document ID	406313ee3f5e80e7da335c412815b6fd460ec3b4
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Status	● Signed

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 SIGNED	02 / 23 / 2023 14:00:44 UTC-5	Signed by Bruce Wayne Wiley, LLC (brucewiley58@gmail.com) IP: 174.211.230.72
 VIEWED	02 / 23 / 2023 19:03:04 UTC-5	Viewed by Peter Lee (plee@ocalafl.org) IP: 216.255.240.104
 SIGNED	02 / 23 / 2023 19:03:21 UTC-5	Signed by Peter Lee (plee@ocalafl.org) IP: 216.255.240.104
 VIEWED	02 / 24 / 2023 09:09:12 UTC-5	Viewed by Angel Jacobs (ajacobs@ocalafl.org) IP: 216.255.240.104
 SIGNED	02 / 24 / 2023 09:09:26 UTC-5	Signed by Angel Jacobs (ajacobs@ocalafl.org) IP: 216.255.240.104
 COMPLETED	02 / 24 / 2023 09:09:26 UTC-5	The document has been completed.

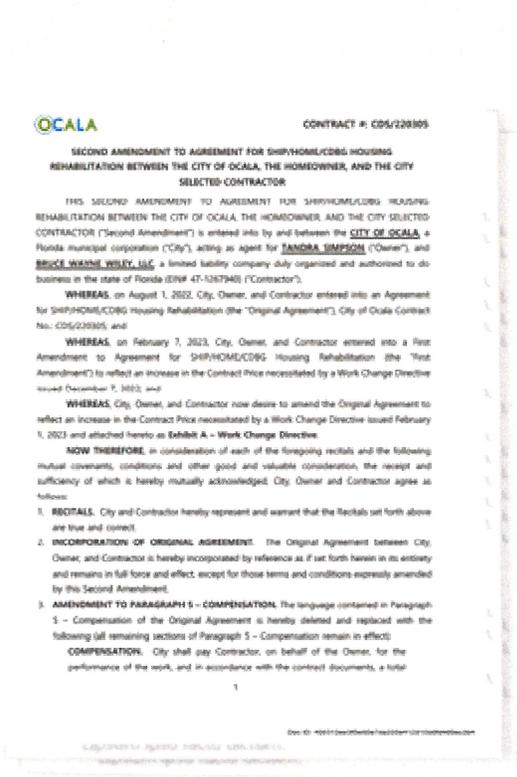
Yvette Grillo

From: Adobe Sign <adobesign@adobesign.com>
Sent: Friday, February 24, 2023 10:58 AM
To: Yvette Grillo
Subject: PARTIALLY EXECUTED - Second Amendment - CDBG Rehab Agreement - Simpson (CDS 220305) has been sent out for signature to tsimpson155@gmail.com
Attachments: PARTIALLY EXECUTED - Second Amendment - CDBG Rehab Agreement - Simpson (CDS 220305).pdf

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Adobe Acrobat Sign



Your Agreement Has Been Sent for Signature!

- Adobe Acrobat Sign has sent **PARTIALLY EXECUTED - Second Amendment - CDBG Rehab Agreement - Simpson (CDS 220305)** to tsimpson155@gmail.com for signature.
- When tsimpson155@gmail.com completes **PARTIALLY EXECUTED - Second Amendment - CDBG Rehab Agreement - Simpson (CDS 220305)** all parties will receive a final PDF copy by email.

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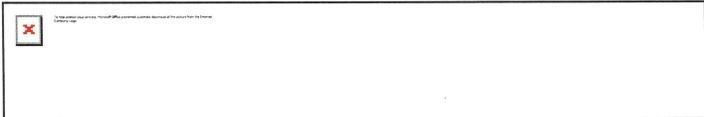
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Yvette Grillo

From: Adobe Sign <adobesign@adobesign.com>
Sent: Friday, February 24, 2023 1:14 PM
To: Tandra Simpson; Yvette Grillo
Subject: PARTIALLY EXECUTED - Second Amendment - CDBG Rehab Agreement - Simpson (CDS 220305) between City of Ocala and Tandra Simpson is Signed and Filed!
Attachments: PARTIALLY EXECUTED - Second Amendment - CDBG Rehab Agreement - Simpson (CDS 220305) - signed.pdf

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PARTIALLY EXECUTED - Second Amendment - CDBG Rehab Agreement - Simpson (CDS 220305) between City of Ocala and Tandra Simpson is Signed and Filed!

To: Tandra Simpson and Yvette Grillo

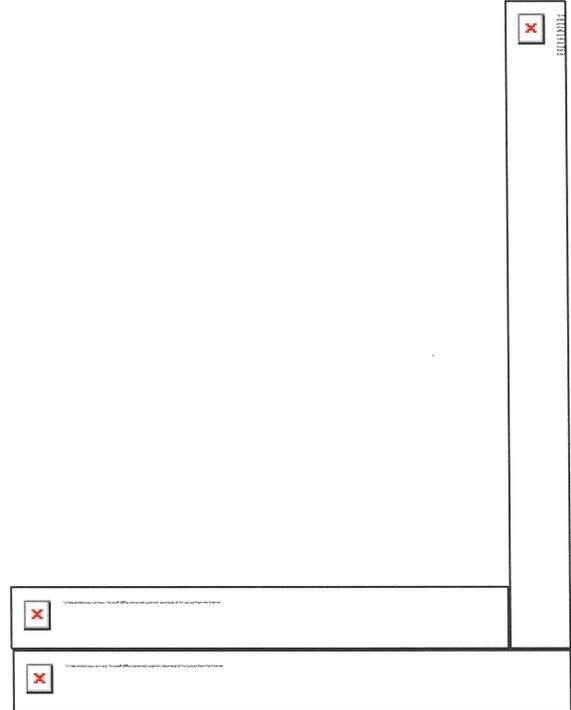
Attached is a final copy of PARTIALLY EXECUTED -
Second Amendment - CDBG Rehab Agreement -
Simpson (CDS 220305).

Copies have been automatically sent to all parties to
the agreement.

You can view [the document](#) in your Adobe Acrobat Sign
account.

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- Exchange, Sign, and File Any Document. In Seconds!
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