

FIRST AMENDMENT

This Amendment is made and entered into this 6 day of March, 2024 by and between Pinellas County, a political subdivision of the State of Florida, hereinafter referred to as "County," and Wholesale Landscape Supply dba Big Earth Landscape Supply, Bradenton, FL hereinafter referred to as "Contractor," (individually referred to as "Party", collectively "Parties").

WITNESSETH:

WHEREAS, the County and the Contractor entered into an agreement on April 11, 2023, pursuant to Pinellas County Contract No. 23-0077-B (hereinafter "Agreement") pursuant to which the Contractor agreed to provide Roadway and Landscape Materials for County; and

WHEREAS, Section Thirty-Six ("Amendment") of the Agreement permits modification by mutual written agreement of the parties; and

WHEREAS, the County and the Contractor now wish to modify the Agreement in order to provide for renewal of the contracted goods and services, at the same prices, terms, and conditions;

NOW THEREFORE, the Parties agree that the Agreement is amended as follows:

1. In accordance with Section 5 ("Term of Agreement"), subsection B ("Term Extension"), the parties agree to exercise a twelve (12) month extension resulting in a new contract end date of April 10, 2025.
2. Section 14 ("Compensation and Method of Payment"), subsection B ("Spending Cap and Payment Structure"), is revised to reflect an increase in the amount of Eight-Hundred Twelve Thousand, Seven-Hundred Eighty Dollars and Zero Cents (\$812,780.00), for a new total not-to-exceed sum of One-Million, Six-Hundred Twenty-Five Thousand, Five-Hundred Sixty-Dollars and Zero Cents (\$1,625,560.00).
3. Except as changed or modified herein, all provisions and conditions of the original Agreement and any amendments thereto shall remain in full force and effect.

Each Party to this Amendment represents and warrants that: (i) it has the full right and authority and has obtained all necessary approvals to enter into this Amendment; (ii) each person executing this Amendment on behalf of the Party is authorized to do so; (iii) this Amendment constitutes a valid and legally binding obligation of the Party, enforceable in accordance with its terms.

IN WITNESS WHEREOF the Parties herein have executed this First Amendment as of the day and year first written above.

Pinellas County Florida, a political subdivision of the State of Florida

Contractor:

By: Ellie O. Fuesser
Signature

Name: Ellie O. Fuesser
Typed, printed, or stamped

Title: Sales & Marketing

Date: 2/20/2024

County: Barry Burton

By: _____
Signature

Name: Barry Burton
Typed, printed, or stamped

Title: County Administrator

APPROVED AS TO FORM
By: Keiah Townsend
Office of the County Attorney