

THIRD AMENDMENT

This Amendment is made and entered into this _____ day of _____, 2024, by and between Pinellas County, a political subdivision of the State of Florida, hereinafter referred to as "County," and Pro Energy LLC, Medley, 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 September 10, 2022, pursuant to Pinellas County Contract No. 190-0360-B (hereinafter "Agreement") pursuant to which the Contractor agreed to provide fuel transport and deliveries for County; and

WHEREAS, Section A ("General Conditions"), Subsection 39 ("Additional Requirement"), 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 an increase to the contract expenditure, at the same prices, terms, and conditions;

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

1. The contract value is increased in the amount of \$7,300,000.00 for a new revised expenditure not to exceed \$26,119,556.70. The annual expenditure will not exceed \$5,223,911.34 in any given fiscal year without a written amendment to the Agreement.
2. 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 Third Amendment as of the day and year first written above.

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

Signature

Printed Name

Printed Title

Date

Contractor:



Signature

CLEMENTE CRUZ

Printed Name

MEMBER

Printed Title

5/6/24

Date

APPROVED AS TO FORM

By: Keiah Townsend
Office of the County Attorney