

**AMENDMENT NO. 2 TO AGREEMENT BETWEEN THE CITY OF COCONUT
CREEK AND EDJ SERVICE, INC.
FOR
LANDSCAPE MAINTENANCE SERVICES–NORTH & SOUTH DISTRICTS
RFP No. 07-23-13-10**

This Amendment No. 2 to the Agreement between the City of Coconut Creek and EDJ Service, Inc. for Landscape Maintenance Services dated September 12, 2013 is made this 11 day of August, 2016 by and between the City of Coconut Creek, Florida, (the "City"), and EDJ Service, Inc. (the "Contractor") both of whom agree as follows:

WITNESSETH:

WHEREAS, the parties desire to amend the Agreement between the City of Coconut Creek and EDJ Service, Inc. for Landscape Maintenance Services dated September 12, 2013 ("Agreement") and Amendment No. 1 to the Agreement dated January 13, 2015 ("First Amendment") to provide for additional maintenance of medians as a result of recent median beautification efforts throughout the City.

NOW, THEREFORE, based on the promises and covenants herein contained, the parties agree as follows:

1. The recitations referred to above are hereby incorporated herein.
2. The parties desire to amend paragraph 23), "Public Records" of the Agreement to read as follows:
 - 23) Public RecordsEffective July 1, 2013, the Contractor shall comply with Florida's Public Records Law, specifically, the Contractor shall:
 - A. Keep and maintain public records that ordinarily and necessarily would be required by the City in order to preform the service;

- B. Provide the public with access to such public records on the same terms and conditions that the City would provide the records and at a cost that does not exceed that provided in Chapter 119, Fla. Stat., or as otherwise provided by law;
- C. Ensure that public records that are exempt or that are confidential and exempt from public record requirements are not disclosed except as authorized by law;
- D. Meet all requirements for retaining public records and transfer to the City, at no cost, all public records in possession of the Contractor upon termination of the contract and destroy any duplicate public records that are exempt or confidential and exempt. All records stored electronically must be provided to the City in a format that is compatible with the information technology systems of the agency.
- E. The failure of the Contractor to comply with the provisions set forth in this Article shall constitute a Default and Breach of This Agreement and the City shall enforce the Default in accordance with the provisions set forth in this Request for Proposals.

IF THE CONTRACTOR HAS QUESTIONS REGARDING THE APPLICATION OF CHAPTER 119, FLA. STAT., TO THE CONTRACTOR'S DUTY TO PROVIDE PUBLIC RECORDS RELATING TO THIS AGREEMENT, CONTACT THE CITY'S CUSTODIAN OF PUBLIC RECORDS AT 954-973-6774, PublicRecords@coconutcreek.net, 4800 West Copans Road, Coconut Creek, FL 33063.

3. The parties desire to amend Exhibit "A", the Schedule of Proposal Prices that was attached to the Agreement and First Amendment and replace it with a new Exhibit "A" as attached to this Amendment No. 2;

4. The parties desire to amend Exhibit "A", "Landscape Maintenance Locations" as referenced in RFP 07-23-13-10 in order to add the right-of-way on the east side of


the intersection located at NW 22nd Street and NW 42nd Avenue as attached to this Amendment No. 2; and

5. The parties desire to amend Map "1" as referenced in RFP 07-23-13-10 in order to update it to reflect the locations of additional landscape maintenance as provided in this Amendment No. 2 by replacing it with a new Map "1" attached hereto.

6. All other terms and conditions of the RFP No. 07-23-13-10, the Agreement and Amendment No. 1 not in conflict with this Amendment No. 2 shall remain in full force and effect and are incorporated herein.

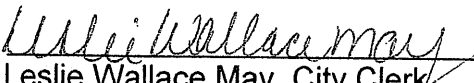
IN WITNESS WHEREOF, the parties hereto have executed this Amendment No. 2 the day and year first above written.

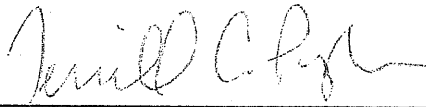
CITY OF COCONUT CREEK, FLORIDA

By: 
Mary C. Blasi, City Manager

ATTEST:

Approved as to Legal Sufficiency
and Form:

By: 
Leslie Wallace May, City Clerk

By: 
Terrill C. Pyburn, City Attorney

CONTRACTOR ATTEST:

EDJ SERVICE, INC.

By: _____
(Corporate Secretary)

By: Evelyn R. Pagni
(Signature of President/Owner)

Print Name: _____

Print Name: EVELYN R. PAGNI (SEAL)

CORPORATE ACKNOWLEDGMENT

STATE OF FLORIDA)
 :
COUNTY OF BROWARD)

I HEREBY CERTIFY that on this day, before me, an Officer duly authorized in the State aforesaid and in the County aforesaid to take acknowledgments, personally appeared Evelyn R. Pagni, of Edj a Florida Corporation, to me known to be the person(s) described in and who executed the foregoing instrument and acknowledged before me that he/she executed the same.

WITNESS my hand and official seal this 10 day of Aug, 2016.

[Signature]
Signature of Notary Public

Stacy Fors
Print, Type or Stamp Name of Notary Public



EXHIBIT "A" – SCHEDULE OF PROPOSED PRICES

CITY OF COCONUT CREEK LANDSCAPE MAINTENANCE SERVICE NORTH AND SOUTH DISTRICTS RFP NO. 07-23-13-10

SCHEDULE OF PROPOSAL PRICES

ITEM	UNIT	PRICE
Landscape Maintenance: North District – Medians and Public Rights-of-Way (refer to Exhibit A " <u>Landscape Maintenance Locations</u> ")		<u>\$13,050.82</u>
	(Per Month)	<u>\$42,765.49</u>
Landscape Maintenance: North District – Facilities and Parks (refer to Exhibit A " <u>Landscape Maintenance Locations</u> ")	(Per Month)	\$21,918.47
Total: North District		<u>\$34,969.29</u> <u>\$34,683.96</u>
Landscape Maintenance South District – Medians and Public Rights-of-Way (refer to Exhibit A " <u>Landscape Maintenance Locations</u> ")		<u>\$14,268.40</u>
	(Per Month)	<u>\$7,087.87</u>
Landscape Maintenance: South District – Facilities and Parks (refer to Exhibit A " <u>Landscape Maintenance Locations</u> ")	(Per Month)	\$17,336.31
Landscape Maintenance – High School Canal	(Per Month)	\$1,468.00
Total: South District	<i>per quarter</i>	<u>\$33,072.71</u> <u>\$25,892.18</u>
ADDITIONAL SERVICES		
Sod Installation (St. Augustine)	(Per Sq. Ft.)	\$0.38
Sod Installation (Bahia)	(Per Sq. Ft.)	\$0.38
Additional Mowing	(Per Acre)	\$132.00
Tree Removal (up to 15' height)	(Per Tree)	\$125.00
Tree Removal (>15' to 30' height)	(Per Tree)	\$465.00
Tree Removal (>30' height)	(Per Tree)	\$850.00
Tree Trimming/Shaping: Shade Trees (canopy spread up to 10')	(Per Tree)	\$38.00
Tree Trimming/Shaping: Shade Trees (canopy spread >10' to 25')	(Per Tree)	\$75.00
Tree Trimming/Shaping: Shade Trees (canopy spread > 25')	(Per Tree)	\$150.00
Tree Trimming/Shaping: Palm Trees	(Per Tree)	\$25.00
Re-stand Trees	(Per Tree)	\$175.00
Additional Fertilization	(Per Sq. Ft.)	\$.003
Additional Pest Control	(Per Sq. Ft.)	\$.006
Additional Mulch (installed)	(Per Cu. Yd.)	\$33.00
Storm Debris Removal (includes hauling & disposal)	(Per Cu. Yd.)	\$35.00
Hedge Trimming at Lift Stations (refer to Exhibit "C")	(Per Station)	\$30.31
Manual Labor	(Per Hour)	\$24.87

EXHIBIT "A"
LANDSCAPE MAINTENANCE LOCATIONS

NORTH DISTRICT

Medians and Right-of-Way

- Lyons Road Median (From Palm Beach County Line to Sample Road)
- Hillsboro Blvd Median (From SR 7 to Turnpike)
- Johnson Road Medians (From SR 7 to Lyons Rd.)
- Cypress Walk Preserve Swale (6 foot strip of grass along 4243 NW 66th Street)
- Sawgrass Boulevard Median (1 concrete median west of Lyons Road)
- Wiles Road Median (From SR 7 to Turnpike) including north side embankment of Turnpike Overpass
- Wiles Road R.O.W. (on the south side from Banks Road west to the Home Depot access road)
- Wiles Road Equestrian Path (South side of Wiles Road between NW 39th Ave and Lyons Road): Includes weed control on Horse Path
- Banks Road Median and Swale (One median on the intersection of Banks & Wiles and the swale on the west side of Banks from Wiles Road to a point approximately 600 feet to the south)
- Cullum Road Median and Swales/54th Street Median, Sidewalk, Curbs
- Cullum Road Swale (north side) from Banks Road to the Monarch High School eastern boundary
- Coral Tree Circle/NW 42nd Avenue Medians (Median on the corner of Lyons Road and Coral Tree Circle and the median on the corner of Sample Road and NW 42nd Avenue)
- Sample Road Median (From SR 7 to Turnpike)
- State Road 7 Medians (From Palm Beach County Line to Winston Park Boulevard)

Facilities and Parks

- NW 74 Street Passive Park
- Pine Creek Greenway
- Long Pine Greenway North (Portion of Greenway behind Walmart)
- Long Pine Greenway South (Greenway behind Publix Plaza)
- Utilities Administration Building (includes Bush Hog of entrance road swales, roughly 20 feet on either side)
- Public Safety Substation (SE Corner of Johnson Rd & Lyons Rd)
- Recreation Complex (SE Corner of Johnson Rd & Lyons Rd): Including swale adjacent to canals
- Tradewinds Elementary School Parking Lot (Along Park School Road from Lakeside Park to Johnson Road)
- Lakeside Park (including Cell Tower. Does not include sport fields)
- Winston Park Nature Center (Includes cell tower and fence line along preserve)
- Hilton Road Greenway
- Hilton Road Water Tank
- Equestrian Park (5 acre vacant land at the end of NW 43rd St)
- 69th Street Greenway (both sides of the sidewalk)
- City Property next to Home Depot (east of Home Depot on south side of Wiles Road)
- Sabal Pines Park (Includes cell tower, all common areas, and fence line along preserve. Does not include sport fields).
- Coral Tree Park (both sides of the canal)
- Country Lakes Greenway

EXHIBIT "A" (Continued)

#12F - Township IV	#30 - Winston Park II	#47 - Country Club Lakes
#15 - Banyan Trails 2	#31 - Lyons Business Park	#47A - Country Woods
#16 - Banyan Trails (Wiles Road)	#32 - El Rancho MHP	#49 - Terramar #1
#17 - Coquina	#33 - Coral Creek	#50 - Terramar #2
#19 - Commerce Center	#34 - Country Point II	#52 - Ternbridge
#20 - Wiles Road Master	#35 - Regency	#54 - Pineview Rentals
#21 - Wiles Road #2	#36A - Country Point III	#55 - Hillsboro Bay Club
#22 - San Mellina	#38 - Country Point IV	#57 - Hidden Lakes
#23 - Coco Lake	#39 - Victoria Isles	#58 - Mecca Farms
#24 - Winston Park 2A	#28 - Winston Park I	#42 - Tallowood
#25 - Winston Park III	#29 - Ed Morse	#43 - Lyons Tech
#26 - Winston Park (Section 2)	#40 - Cypress Trail	#44 - Country Lakes MHP
#27 - Coco Bay - #27	#41 - United Store-All	#46 - Deerfield Lakes MHP

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EXHIBIT "A" (Continued)

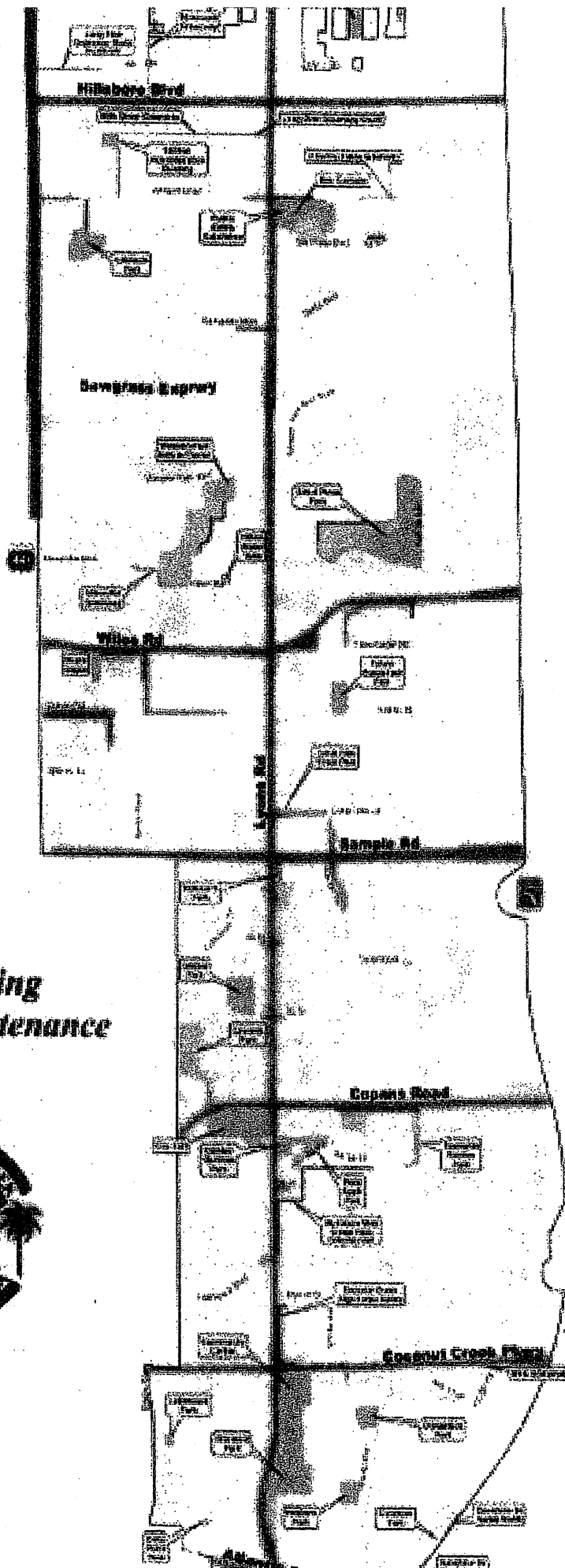
SOUTH DISTRICT

Medians and Public Rights-of-Way
<ul style="list-style-type: none"> • NW 12th Street Swale from NW 45th Avenue east to end of street • NW 20th Street and NW 22nd Street Medians • NW 42nd Avenue Medians between Sample Rd & Carambola Circle North • NW 30th Street Medians (first median east of Lyons Road and first median west of Lyons Road) • NW 34th Street Medians (first median east of Lyons Road and first median west of Lyons Road) • NW 43rd Ave Median (1 median at NW 43rd Ave and Coconut Creek Parkway) • NW 49th Terrace Median (first median North of Copans Road) • Carambola Circle North Median (1 Median on West Side of Lyons at Carambola Circle) • Copans Road Medians from Turnpike west to City Limit (includes the south side swale from NW 42nd Avenue east to Township Estates) • Lyons Road Medians from Sample Road to Atlantic Boulevard (includes east side swales from the Township Sign to Coconut Creek Parkway) • Hammocks Boulevard Median (first median west of Lyons Road) • Coconut Creek Parkway (from the City limit to the Turnpike Overpass) • Sunshine Drive Swales from Sunshine Park north to apartments and right-of-way parcel to south) • Banks Road Medians (first 3 medians south of Coconut Creek Parkway) • Atlantic Boulevard Medians from Turnpike Overpass west to City limits (includes swale on south side of Atlantic from Lyons Road to the Turnpike Overpass and embankments on both north and south sides) • <u>NW 22nd Street and NW 42nd Avenue (Right-of-Way)</u>

Facilities and Parks
<ul style="list-style-type: none"> • Government Center (City Hall & Public Works complex, includes cell tower) • Wynmoor Wall Linear Park (from Lyons Rd. to stake at south end of Centura Park) • Coconut Creek High School Canal Banks • George S. Gerber Memorial Park • Community Center (including cell tower) • Broward College Corner Parcel • Cypress Park • Sunshine Park • Golden Raintree Park • Hosford Park • Pond Apple Park • Windmill Park • Township Estates Park • Coco Point Park • Lakewood Park • Donaldson Park • Veteran's Park

Trails		
#10B - Coconut Creek Plaza	#12D - Cocoplum Circle	#14 - Tradewinds South
#12 - Copans Road Master	#12E - Carambola North	#18 - Fisherman's Landing
#12A - 22nd Street	#12G - Buttonwood	#36 - Country Point 1
#12B - 30th Street	#13 - Tradewinds North	#53 - Community Center
#12C - Carambola South		

Landscaping Contract Maintenance



- Facilities, Parks, & Crossways
- Barron, Canal Bank, or Forestland Maintenance
- Highway Maintenance and Public Right-of-Way
- Basic Canal Bank, or Forestland Maintenance
- City Preserve

LANDSCAPING