

**THIRD EXTENSION AND SECOND AMENDMENT TO AGREEMENT
FOR ASPHALT PAVING AND RESURFACING**

This Third Extension and Second Amendment to that certain Agreement to provide Asphalt Paving and Resurfacing is entered into effective as of July 2, 2023 by and between Indian River County, a political subdivision of the State of Florida ("County") and C.W. Roberts Contracting, Inc. ("Contractor").

BACKGROUND RECITALS

WHEREAS, the County awarded the work to Contractor under bid 2020042 on July 2, 2020, and

WHEREAS, the first extension was executed, effective as of July 2, 2021, with the term ending on July 1, 2022; and

WHEREAS, the second extension was executed, effective as of July 2, 2022, with the term ending on July 1, 2023; and

WHEREAS, the parties desire to extend the Agreement for an additional three-month period; and

WHEREAS, the parties desire to update requirements to the Federal Clauses section, in accordance with 2 C.F.R.; and

NOW, THEREFORE, in consideration of the foregoing, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the County and the Contractor agree as follows:

1. The background recitals are true and correct and form a material part of this Third Extension and Second Amendment.
2. The third renewal term shall commence effective July 2, 2023 and shall end on September 30, 2023.
3. Article 10 - Federal Clauses is modified as follows:
 - A. Equal Employment Opportunity. During the performance of this contract, the contract agrees as follows:

(1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, sexual orientation, gender identity, or national origin. Such action shall include, but not be limited to the following: Employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicant for employment, notices to be provided setting forth the provision of this nondiscrimination clause.

(2) The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive considerations for employment without regard to race, color, religion, sex, sexual orientation, gender identity, or national origin.

4. All other terms and provisions of the Agreement shall be unchanged and remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Third Extension to be executed effective the day and year first set forth above.

C.W. Roberts Contracting, Inc.

INDIAN RIVER COUNTY, FLORIDA
BOARD OF COUNTY COMMISSIONERS

By: _____
Printed name: _____
Title: _____

(Corporate Seal)

Date: _____

By: _____
Joseph H. Earman, Chairman

Attest: Jeffrey R. Smith, Clerk of Circuit Court
And Comptroller

By: _____
Deputy Clerk

Approved:

John A. Titkanich, Jr.
County Administrator

Approved as to form and legal sufficiency:

Dylan Reingold
County Attorney

Exhibit 1 – First Amendment (Bid 2020042)

Item	Description	UOM	Updated Price
1	SUPERPAVE SP-9.5 (LESS THAN 25 TONS PER MOBILIZATION)	TN (Road)	\$416
		TN (Lot)	\$426
2	SUPERPAVE SP-9.5 (25-99 TONS PER MOBILIZATION)	TN (Road)	\$262
		TN (Lot)	\$272
3	SUPERPAVE SP-9.5 (100-299 TONS PER MOBILIZATION)	TN (Road)	\$191
		TN (Lot)	\$201
4	SUPERPAVE SP-9.5 (300 TONS OR MORE PER MOBILIZATION)	TN (Road)	\$153
		TN (Lot)	\$163
5	SUPERPAVE SP-12.5 (0-299 TONS PER MOBILIZATION)	TN (Road)	\$191
		TN (Lot)	\$201
6	SUPERPAVE SP-12.5 (300 OR MORE TONS PER MOBILIZATION)	TN (Road)	\$153
		TN (Lot)	\$163
7	FRICTION COURSE FC-9.5	TN	\$222
8	FRICTION COURSE FC-12.5	TN	\$213
9	TACK FOB GALLON	GAL	\$8.25
10	PRIME	SY	\$1.25
11	PRIME AND SAND	SY	\$2.00
12	HOT ASPHALT FOR PICK UP FOB AT PLANT SP-9.5	TN	\$94.00
13	TEMPORARY STRIPING	LF	\$5.00
14	NIGHT WORK (INCREASE)	TN	\$12.50
15A	COST FOR MILLING & CLEAN UP 0-2,500 SY AND UNDER	SY	\$6.25
15B	COST FOR MILLING & CLEAN UP 2,501-5,000 SY	SY	\$5.00
15C	COST FOR MILLING & CLEAN UP 5,001 TO 15,000 SY	SY	\$4.00
15D	COST FOR MILLING & CLEAN UP 15,001 SY AND OVER	SY	\$3.75
16	TIE-INS	EA	\$1,250.00