

THIS FIRST EXTENSION TO ANNUAL MAINTENANCE AT SPOONBILL MARSH AGREEMENT

THIS FIRST EXTENSION to the Annual Maintenance at Spoonbill Marsh Agreement is by and between Indian River County, a Political Subdivision of the State of Florida (“County”) and Southern Management, LLC (“Contractor”). COUNTY and CONTRACTOR, in consideration of the mutual covenants hereinafter set forth, agree as follows:

RECITALS

WHEREAS, On October 24, 2017, COUNTY and CONTRACTOR entered into the Annual Maintenance at Spoonbill Marsh Agreement (the “Agreement”); and

WHEREAS, the initial term of the Agreement was for three years, and allowed for two one year extensions; and

WHEREAS, pursuant to the Agreement, the parties desire to extend the Agreement for an additional one year period and add certain provisions to the Agreement; and

WHEREAS, the requirements for an extension have been satisfied and, COUNTY and CONTRACTOR desire to execute the first extension to the Agreement for the period October 24, 2020 through October 23, 2021.

NOW, THEREFORE, in consideration of the mutual undertakings herein, and other good and valuable consideration, the parties agree as follows:

1. Article 11. The following Termination Clause shall be included in the Agreement, and County and Contractor will adhere to the following, as applicable to this work:

TERMINATION IN REGARDS TO F.S. 287.135: CONTRACTOR certifies that it and those related entities of CONTRACTOR as defined by Florida law are not on the Scrutinized Companies that Boycott Israel List, created pursuant to s. 215.4725 of the Florida Statutes, and are not engaged in a boycott of Israel. In addition, if this agreement is for goods or services of one million dollars or more, CONTRACTOR certifies that it and those related entities of CONTRACTOR as defined by Florida law are not on the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List, created pursuant to Section 215.473 of the Florida Statutes and are not engaged in business operations in Cuba or Syria.

County may terminate this Contract if CONTRACTOR is found to have submitted a false certification as provided under section 287.135(5), Florida Statutes, been placed on the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List, or been engaged in business operations in Cuba or Syria, as defined by section 287.135, Florida Statutes.

County may terminate this Contract if CONTRACTOR, including all wholly owned subsidiaries, majority-owned subsidiaries, and parent companies that exist for the purpose of making profit, is found to have been placed on the Scrutinized Companies that Boycott Israel List or is engaged in a boycott of Israel as set forth in section 215.4725, Florida Statutes.

2. The agreement is hereby extended for the period October 24, 2020, through October 23, 2021.

IN WITNESS WHEREOF, COUNTY and CONTRACTOR have executed this First Extension this ____ day of _____, 2020.

SOUTHERN MANAGEMENT, LLC

By: _____
Printed name: _____
Title: _____
(Corporate Seal)

Date: _____

INDIAN RIVER COUNTY, FLORIDA
BOARD OF COUNTY COMMISSIONERS

By: _____
Susan Adams, Chairman

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

By: _____
Deputy Clerk

Approved:

Jason E. Brown
County Administrator

Approved as to form and legal sufficiency:

Dylan Reingold
County Attorney