

FIRST AMENDMENT OF AGREEMENT FOR ELEVATOR SERVICE & REPAIR

THIS FIRST AMENDMENT OF THE AGREEMENT FOR ELEVATOR SERVICE & REPAIR, made and entered into on this 2 day of May, 2018 by and between the Lee County Board of County Commissioners, a political subdivision of the State of Florida ("County") and KONE Inc. ("Vendor"), collectively, the "Parties."

WHEREAS, the County entered into an Agreement for elevator service and repair through Solicitation B170151ANB with Vendor on the 28th day of September, 2017 ("Agreement");

WHEREAS, it was discovered after the full execution of the Agreement that the parties erroneously executed a version of the Agreement with pages 11 through 32 incorrectly labeled as "EXHIBIT B FEE SCHEDULE" instead of "EXHIBIT A SCOPE OF SERVICES & SPECIFICATIONS";

WHEREAS, it was discovered after the full execution of the Agreement that the Parties mistakenly included one facility, the Ortiz Jail Complex, for which services under this Agreement were not intended; and,

WHEREAS, the Parties desire to correct such errors pursuant to Article XVI. MISCELLANEOUS of the Agreement.

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING AND THE MUTUAL COVENANTS CONTAINED HEREIN, IT IS AGREED AS FOLLOWS:

1. The heading: "EXHIBIT A SCOPE OF SERVICES & SPECIFICATIONS" shall supersede the current heading: "EXHIBIT B FEE SCHEDULE" on pages 11 through 32 of the Agreement.

2. The Ortiz Jail Complex shall be removed from the facilities listed on page 32 of the Agreement and the Vendor shall have no contractual right to provide services at this location under this Agreement.

IN WITNESS WHEREOF, this First Amendment of the Agreement has been signed and sealed, in duplicate, by the respective parties hereto.

DATED this 2 day of May, 2018 by the Lee County Board of County Commissioners.

COUNTY: LEE COUNTY, FLORIDA

BY: Mary G. Tucker

Mary G. Tucker

Director of Procurement Management, on behalf of the Board of County Commissioners

APPROVED as to Form for the Reliance of Lee County Only

BY: A.C. Lira

County Attorney's Office

DATED this 26 day of APRIL, 2018 by KONE Inc.

ATTEST:

BY: Todd Zimmerman

Authorized Signature

Michele Rose
(Witness) Michele Rose

Todd Zimmerman
Authorized Signature Printed Name

Judith Dodgion
(Witness) Judith Dodgion

BRANCH MANAGER
Authorized Signature Title

CORPORATE SEAL: