

FIRST AMENDMENT OF THE AGREEMENT FOR THE  
PURCHASE AND SUPPLY OF MULCH - ANNUAL

THIS FIRST AMENDMENT OF THE AGREEMENT FOR PURCHASE AND SUPPLY OF MULCH - ANNUAL, made and entered into by and between the Lee County Board of County Commissioners, a political subdivision of the State of Florida ("County") and Forestry Resources, LLC, ("Vendor"), collectively, the "Parties."

WHEREAS, the County executed an Agreement for the purchase of the annual supply and delivery of mulch, through Solicitation B200323BJB with Vendor on the 15<sup>th</sup> day of April, 2021 ("Agreement");

WHEREAS, it was discovered after the execution of the agreement that there had been an error on a product item description in the Exhibit B Fee Schedule; and,

WHEREAS, the County and Vendor desire to enter into this First Amendment to modify the Exhibit B. Fee Schedule to correct the product item description; and,

WHEREAS, the Parties desire to modify the Agreement pursuant to Article XV. MISCELLANEOUS of the Agreement.

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

1. The Parties agree that the following Fee Schedule shall supersede the existing Fee Schedule in Exhibit B of the Agreement:

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**EXHIBIT B  
FEE SCHEDULE**

**ANNUAL PURCHASE OF MULCH**

**SECTION A : MULCH PRODUCTS**

Item	Description/Mulch Products	Price Per Yard Picked Up	Price Per Yard Delivered	Cost Per Bag Picked Up	Cost Per Bag Delivered
1	Flori Mulch	\$ 18.75	\$ 21.50	\$ 1.79	\$ 1.99
2	Vita Mulch	\$ 19.25	\$ 22.00	\$ 1.90	\$ 2.05
3	Specialty Red/Gold Mulch	\$ 21.50	\$ 24.50	\$ 2.25	\$ 2.50
4	Brown Mulch	\$ 18.50	\$ 21.50	\$ 1.85	\$ 1.99
SUB-TOTAL:		\$ 78.00	\$ 89.50	\$ 7.79	\$ 8.53

**SECTION C: ENGINEERED WOOD FIBER (EWF)**

Item	Description	Price Per Yard Picked Up	Price Per Yard Delivered	Cost Per Bag Picked Up	Cost Per Bag Delivered
7	Engineered Wood Fiber (EWF)	\$ 24.75	\$ 25.76	\$ 2.35	\$ 2.59
SUB-TOTAL:		\$ 24.76	\$ 25.76	\$ 2.35	\$ 2.59

**SECTION D: MEDIUM RUSTIC PINE BARK NUGGETS**

Item	Description	Price Per Yard Picked Up	Price Per Yard Delivered	Cost Per Bag Picked Up	Cost Per Bag Delivered
8	Medium Rustic Pine Bark Nuggets 1 1/2" - 2" with less than 10% Fines	No Bid	No Bid	\$ 3.40	\$ 3.65
SUB-TOTAL:		\$ -	\$ -	\$ 3.40	\$ 3.65

**SECTION E: WASHED SHELL**

Item	Description	Price Per Cubic Yard Picked Up 1/2"	Price Per Cubic Yard Picked Up 1"	Price Per Cubic Yard Delivered 1/2"	Price Per Cubic Yard Delivered 1" to
9	Washed Shell	\$ 45.00	No Bid	\$ 50.00	No Bid
SUB-TOTAL:		\$ 45.00	\$ -	\$ 50.00	\$ -

**SECTION G: BROWN RIVER ROCK**

Item	Description	Price Per Cubic Yard Picked Up 1/2"	Price Per Cubic Yard Picked Up 1"	Price Per Cubic Yard Delivered 1/2"	Price Per Cubic Yard Delivered 1"
10	Brown River Rock	\$ 140.00	\$ 195.00	\$ 155.00	\$ 210.00
SUB-TOTAL:		\$ 140.00	\$ 195.00	\$ 155.00	\$ 210.00

**SECTION F: CRUSHED SHELL**

Item	Description	Price Per Cubic Yard Picked Up 1/2"	Price Per Cubic Yard Delivered 1/2"	
11	Crushed Shell	\$ 45.00	\$ 50.00	
SUB-TOTAL:		\$ 45.00	\$ 50.00	

**SECTION H: PINE STRAW**

Item	Description	Price Per Bale Picked Up	Price Per Bale Delivered	
12	Pine Straw	\$ 4.05	\$ 4.60	
SUB-TOTAL:		\$ 4.05	\$ 4.60	

**SECTION G: OPTIONAL PRICING - (Not included in basis of award)**

Item	Description	Surcharge Fee for Partial Load	
13	Surcharge for Partial Load	\$ 90.00	
SUB-TOTAL:		\$ 90.00	

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

DATED this 21 day of June, 2021 by the Lee County Board of County Commissioners.

COUNTY: LEE COUNTY, FLORIDA

BY: 

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: 

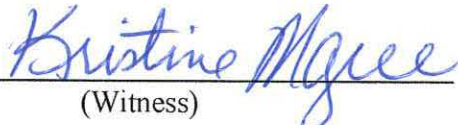
County Attorney's Office

DATED this 9th day of June, 2021 by Forestry Resources, LLC

ATTEST:

BY: 

Authorized Signature

  
(Witness)

Glen Davis, CFO

Authorized Signature Printed Name

CFO

Authorized Signature Title

CORPORATE SEAL: